

TOWN AND COUNTRY PLANNING ACT 1990
PERMISSION FOR TREE WORKS

To: Mr Brett Hughes 6 Woodland Drive Aberfan Merthyr Tydfil CF48 4PX

WHEREAS you did on the 15th day of December 2020

make an application in writing to notify the Council of the Fell 3 Oak trees (and replace), reduce height of Alder by 6 metres at Land To The Rear Of Kingsley Terrace Aberfan Merthyr Tydfil short particulars of the application being as follows:-

Name of the Applicant

Mr Brett Hughes
6 Woodland Drive
Aberfan
Merthyr Tydfil
CF48 4PX

Description of Proposed Development

Fell 3 Oak trees (and replace), reduce height of Alder by 6 metres (Tree Preservation Order)

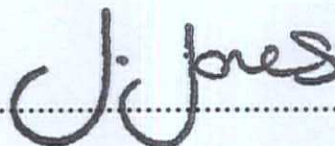
MERTHYR TYDFIL COUNTY BOROUGH COUNCIL as the Local Planning Authority hereby **PERMIT** the proposed works being carried out in accordance with the plans submitted with the said Application:

CONDITIONS

- 1 Details of the species, size and location of three replacement trees shall be submitted to and approved in writing by the local planning authority. The replacement tree planting shall take place during the first planting season following the felling of the trees. The local planning authority shall be notified, in writing, two weeks in advance of the implementation of the approved replacement tree planting.
- 2 If within a period of five years from the date of planting, the replacement trees, (or any trees planted in replacement for them), are removed, uprooted, destroyed or die, or become in the opinion of the local planning authority, seriously damaged or defective, trees of the same species and size as that originally planted shall be by planted in the same place, unless the local planning authority gives its written approval to any variation.

Date: 11 FEB 2021

Signed:.....



(Head of Town Planning)

(Please See attached Notes)

INFORMATIVES

1. All bats and their roosts are protected against disturbance under UK and European legislation. If works are planned on a building/tree in which bats are found to be roosting, Natural Resources Wales (NRW) must be contacted. They must be given reasonable time to advise as to whether the works should be carried out and, if so, the method to be used.

If work has already commenced and bats are found, or if any evidence that bats are using the site as a roost is found, work should cease and NRW should be contacted immediately.

2. All birds, their nests and eggs are protected by law under the Wildlife and Countryside Act 1981 (as amended) while they are breeding. Works to any trees, hedgerows and other suitable nesting bird habitat which are to be removed or pruned as part of the proposal should only be carried out outside the bird breeding season. The bird breeding season typically extends between March to August inclusive.

If any vegetation removal or site clearance works are scheduled to commence in the bird nesting season it is advised that the advice from an Ecologist is sought. Any active nests will need to be protected until the young have fledged.

Send file

NOTES

1. APPEALS AGAINST DECISIONS

- (1) Where an application is made to the Authority for consent under the order and that consent is refused by that Authority or is granted by them subject to conditions, or where any certificate or direction is given by the Authority, the applicant, if he/she is aggrieved by the direction, may notice under this Section appeal to The National Assembly for Wales, Cathays Park, Cardiff, CF10 3NQ.
- (2) A notice under this Section shall be served in writing within twenty eight days from the receipt of notification of the decision, certificate or direction, as the case may be, or such longer period as The National Assembly for Wales may allow.
- (3) Where an appeal is brought under this Section from a decision, certificate or direction of the Authority, The National Assembly for Wales, subject to the following provisions of this Section, may allow or dismiss the appeal, or may reverse or vary any part of the decision of the Authority, whether the appeal relates to that part thereof or not, or may cancel any certificate or cancel or vary any direction, and may deal with the application as if it had been made to it in the first instance.
- (4) Before determining an appeal under this Section, The National Assembly for Wales shall, if either the appellant or the Authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by The National Assembly for Wales for the purpose.
- (5) The decision of the National Assembly for Wales on any appeal under this Section shall be final.

2. APPEAL IN DEFAULT OF DECISION

Where an application for consent under the Order is made to the Authority, then unless within two months from the date of receipt of the application, or within such extended period as may at any time be agreed upon in writing between the applicant and the Authority, the Authority either –

- (a) give notice to the applicant of their decision on the application; or
- (b) give notice to him/her that the application has been referred to The National Assembly for Wales in accordance with directions given under Section 35 above;

The provisions of the last preceding Section shall apply in relation to the application as if the consent to which it relates had been refused by the Authority and as if notification of their decisions had been received by the applicant at the end of the said period of two months, or at the end of the said extended period, as the case may be.

3. In certain circumstances, a claim may be made against the Local Planning Authority for compensation, where permission is refused or granted subject to condition. Claims for compensation under this Section are to be made to the Local Planning Authority who made the Tree Preservation Order.