APPLICATION FOR WORKS TO TREES PROTECTED BY A TREE PRESERVATION ORDER

RECORD OF COUNCIL DECISION – MADE BY OFFICER
(Delegated authority reference P017A in Part 3 of the Council's Constitution)

Valid Date: 10/12/2025 Expiry Date: 04/02/2026

TPO Application Ref.	**TRE/2025/0822**
TPO	TPO 4
Address	10 Primary Close Belper Derbyshire DE56 1FU
Proposal	• Large Ash Suffering from Dieback. Marked by Derbyshire County Council for removal. • Propose to reduce the group of Holly and Leylandii surrounding the ash.
Reasons given for the proposal	Reasons to undertake works are: • Health and safety
Summary of consultation responses and public representations	No representations have been received.
Amenity value of the tree(s) and the likely impact of the proposal on the amenity of the area	The trees identified in this application are included within TPO4. The removal of an ash tree will have a detrimental effect on amenity value in the area, but this work would fall under exemption (requested by DCC highways due to ash dieback). The remaining work is justified due to the removal of the large neighbouring tree. The application itself would therefore have only a minor effect on amenity value provision due to the limited arboricultural and amenity value of the trees concerned.
Consideration of the proposal with regard to the	A visit was completed by an AVBC Tree Officer on 18th December 2025. The work was considered to be justified as removal of the large ash tree is

reasons/evidence provided	unavoidable due to the safety risk to the highway and the work to neighbouring trees is therefore justified.
	That consent be **GRANTED** subject to the following conditions: **The works hereby consented shall consist only of those detailed in the application, as qualified by these conditions, and shall be completed in their entirety.** **The tree works shall consist of the following (as per the schedule and drawings):** • **Large Ash Suffering from Dieback. Marked by Derbyshire County Council for removal. (exempt due to enforcement)** • **Reduce the group of Holly and Leylandii surrounding the ash.** **Method of Carrying Out the Permitted Works** • **All works shall be carried out so as to conform to a minimum standard of;** ○ **British Standard 3998:2010, Tree work - Recommendations** • **The works hereby permitted are to be carried out within two years of the date of this consent.** **The reasons for imposing the above are:** • **To ensure effective control over the issuing of consents under the tree preservation order.** • **To ensure that the works are carried out in such a way that is not significantly detrimental to the tree's health or appearance, or detrimental to the amenity of the surrounding area.** • **To ensure that the work is carried out to a recognised arboricultural standard.** • **To ensure that tree cover and the amenity that it provides is maintained in the area for future benefit.**
Notes to accompany the decision notice	Tree works must be carried out in a way that does not disturb wild birds or other protected species. All wild birds are protected. This includes their nests (whilst in use or being built) as well as any eggs the nest may contain. Under the Wildlife and Countryside Act 1981 (as amended), it is an offence to: • intentionally kill, injure or take any wild bird • intentionally damage, destroy or take the nest of any wild bird while it is in use or being built • intentionally destroy an egg of any wild bird

	• intentionally or recklessly disturb certain wild birds or their dependent young while they are nesting (including disturbance of nesting young) Although within the Wildlife and Countryside Act no dates are legally stated, the main bird breeding season is recognised as being between 1 March and 31 August. Therefore, the risk of committing any of the above offences is increased between these dates. It is recommended that if any works are carried out within these dates a thorough check for any signs of breeding activity should be carried out first. That all arboricultural work is carried out to BS3998:2010

Record of Decision	That consent be **GRANTED** subject to the conditions detailed above.
Decision Maker	~~Sally Pride - Head of Communities~~ Chris Beal - Landscape Maintenance Manager
Signed	Chris Beal
Date of Decision	20th January 2026