

Council of the Isles of Scilly Delegated Planning Report Tree Works Notification

Application Number: P/21/087/TWA

Received on: 12 October 2021

UPRN: 000192001553

Application Expiry date: 25 November 2021

Neighbour expiry date: 8 November 2021

Consultation expiry date:

Site notice posted: 18 October 2021

Site notice expiry: 8 November 2021

Applicant: Mrs A Hicks B P Hicks and Son

Site Address: Theatre Club Store
Holy Vale
St Mary's
Isles of Scilly
TR21 0NL

Proposal: Removal of elm tree in gateway in field to rear of Theatre Club Store in order to provide clear access to agricultural field for machinery.

Application Type: Tree Works Applications

Recommendation: No Objections

Site Description and Proposed Development

This is an application to fell one mature elm tree that grows within a line of existing mature elm trees, except this one has been allowed to grow in a position that restricts a field entrance, now required to be brought into use.

The tree is located on land at Holy Vale, where there is a high number of mature elm trees, to the east of Holy Vale Chapel. The site is sloping and the field boundary is distinct, by being comprised of mature elm trees.

Consultations and Publicity

The application has had a site notice on display for 21 days (18/10/2021 – 08/11/2021). The application appeared on the weekly list on 18th October 2021.

Due to the nature of the proposal no external consultations are required.

Representations from Residents:

Neighbouring properties written to directly:

- Bahn Noy, Holy Vale

[0] letters of objection have been received

[0] letters of support have been received and include the following points:

Constraints:

Conservation Area

AONB

Historic Landscape Character Type: Farmland: anciently enclosed land (prehistoric to early post-medieval).

Tree Assessment

Tree Works Proposed	YES OR NO
Tree Felling	y
Tree Pruning	n
Works required to reduce hazards	n
Works required for general tree maintenance	n
Multiple Trees	n
Single Tree	y
Native Trees	y
High Amenity Value	y

Analysis: The trees are protected by the Conservation Area designation which covers the entire Isles of Scilly. Prior to any person undertaking tree pruning or felling works they are required to serve Notice 211 on the Council, allowing 6 weeks notification of any tree works to be carried out.

This allows sufficient time for the Local Planning Authority to assess the appropriateness of the works proposed and determine whether a Tree Preservation Order (TPO) is required, that would essentially permit the use of restrictive conditions on any works proposed. It also ensures that adequate (and qualified) justification is submitted to support the works, particularly in cases of tree removal, where the works are deemed to have harmful impact upon the amenity value they hold and any importance to the character of the conservation area.

Whilst the tree is native and holds good amenity value, this particular tree blocks an access point between two fields. It is clearly a gateway where a vehicle can no longer fit through. The applicant wishes to reinstate the field access way. To designate a TPO would not achieve the desired affect in this case as clearly the single tree is preventing the effective management of the fields. A TPO would need to cover a larger group of trees not just this single tree. There is no reasonable position to impose a TPO in this case, as a means to prevent a re-use of the field access way. The remain trees would still retain the high amenity value.

Tree Preservation Order	YES OR NO
Recommendation for a TPO	n

Print Name: Lisa Walton 24/11/2021

Job Title: Chief Planning Officer

Signed:



Authorised Officer with Delegated Authority to determine Planning Applications
