South Tyneside Council

NOTICE OF REFUSAL OF TREE WORK

Town and Country Planning Act 1990
Town and Country Planning (Tree Preservation) (England) Regulations 2012

Contact Name and Address:
MWA Arboriculture Ltd
FAO Mrs Jackie Gumsley
Unit 8 Stephenson House
Horsley Business Centre
Horsley
NE15 0NY

Application No: 250134
TPO No: TPO 184
Date of Issue: 13/05/2025

In pursuance of their powers under the above mentioned Act and Regulations made under it, South Tyneside Council as Local Planning Authority hereby **REFUSE** consent for the following works:
for the following works:

Proposal: Application for Tree Works: Works to Trees Subject to a Tree Preservation Order (TPO 184). T1 Sycamore of the MWA Arboricultural Report Works: Remove (fell) to near ground level and treat stump to inhibit regrowth. Reason: Clay shrinkage subsidence damage at the property. IMPORTANT: Please also refer to the Statement of Reasons for Works document submitted with this application.

Location: 3 Somerset Terrace, East Boldon, NE36 0TE

In accordance with your application dated 24/02/2025

REASONS FOR REFUSAL:

1 The Local Planning Authority considers that removal of the tree would have a harmful impact on the visual amenity of the area and it is not considered that the documentary evidence supplied with this application in respect of the cause of subsidence damage at the property provides the justification required to support the removal of this tree. Therefore, the proposal would be contrary to Policy DM1 (C) of the South Tyneside Local Development Framework and Paragraphs 136 and 187 of the National Planning Policy Framework.

Plan Reference
Addendum Aboricultural Report received 24.02.25
Application Form received 24.02.25
Crack Monitoring Images Report received 24.02.25
Engineering Report received 24.02.25
Level Monitoring Readings Report received 24.02.25
Site Investigation Report received 24.02.25
Statement of Reasons for Works received 24.02.25

A Inch

Andrew Inch
Senior Manager – Planning

Housing and Planning
South Tyneside Council

Your attention is drawn to the attached notes which form part of this notice

NOTES

APPEALS TO THE SECRETARY OF STATE

An appeal can be made against this decision to refuse works to the Secretary of State for the Environment by submitting a completed TPO consents appeal form which can be obtained from the Planning Inspectorate. This can be found online at: https://www.gov.uk/government/publications/tree-preservation-order-appeal-form.

You may also obtain a TPO consents appeal form by telephoning (0303 444 5584) or writing to the Planning Inspectorate:

Environment Team
Room 3H Hawk Wing
Temple Quay House
2 The Square
Temple Quay
Bristol
BS1 6PN
Email: environment.appeals@pins.gsi.gov.uk

Electronic communication is preferred however whether your appeal is made electronically or by paper does not affect the outcome of the decision. The completed appeal form and any supporting documents must be received by PINs within 28 days of the date of the Council's decision.

An appeal against a Council's decision may be brought against any of the following:

- The Council's refusal of consent;
- Any condition attached to the Council's consent;
- The Council's refusal/failure to notify the applicant of their decision within 8 weeks from the date they received the application, (in these circumstances the application is deemed to have been refused);
- The Council's failure to agree a matter that required their agreement under the terms of a condition of consent.