



DISTRICT COUNCIL  
NORTH OXFORDSHIRE

**NOTICE OF DECISION**  
**TOWN AND COUNTRY PLANNING ACT 1990**  
**(AS AMENDED)**

**Name and Address of Agent/Owner :**

Mr Chris Pennell  
Stables Cottage  
Main Street  
Sibford Ferris  
OX15 5RE

**COPY**

Cherwell District Council  
Certified True Copy

Assistant Director, Environmental Services

**Date Registered :** 1st March 2019

**Proposal:** T1 x Yew - Fell because the tree has outgrown it's location and risks damage to my property and that of my neighbour.  
The temporary TPO (No.19 2015) made in 2015 was appealed against and subsequently "not confirmed" in November 2016.  
Removal of the Yew will allow the adjoining Hazel to flourish. The tree was inspected by a surveyor and professional arborist at the time of the original application, and both recommended that the Yew be removed.

**Location:** Stables Cottage Main Street Sibford Ferris

**Parish(es):** Sibford Ferris

**'NOTICE OF INTENT' TO UNDERTAKE WORKS TO TREE(S) IN A CONSERVATION AREA**

Cherwell District Council, as Local Planning Authority has **No Further Comments or Objections** to the stated proposals described in the above-mentioned Section 211 "Notice of Intent". Please be advised that you may therefore undertake the stated works within the timescale noted below.

**Informatives:**

Any approved works should be completed within 2 years from the date of the submitted "Notice of Intent". In order to comply with the requirements of Section 211 of the Town and Country Planning Act 1990.

This Council wishes to promote good standards of arboriculture within the District and recommends all tree works are undertaken by suitably qualified and insured contractors in accordance with BS3998 'Recommendations for Tree Works' and all subsequent revisions of.

**Owner authorisation:**

Please be advised that this Decision Notice does in no way provide the applicant / agent with authorisation to enter onto land or property belonging to another person(s) in order to undertake proposed works. Should the applicant / agent wish to gain access onto land belonging to another party then authorisation must be received from the owner of that land prior to undertaking the agreed works. Failure to receive such authorisation from the owner may leave the applicant / agent liable to prosecution.

**Bird nesting/breeding season:**

All wild birds, their young, their eggs and active nests are protected under law. It is an offence to damage a nest intentionally while it is in use or even being built. Non-urgent tree work involving tree removal/pruning and hedge cutting operations should, if possible be avoided during the bird nesting/breeding season. If necessary, then applicants and contractors are advised to take all reasonable precautions in assessing vegetation prior to undertaking works and must cease operations if at anytime a nest is then discovered. Advice from the RSPB indicates the bird nesting season to be from the beginning of March to the end of August however, depending on seasonal temperatures, some birds do continue breeding into September.

**Bats:**

All bats and their roosts are strictly protected by law. Deliberately capturing, disturbing, injuring and killing bats is prohibited. Damaging or destroying their roosts is also prohibited. Where bats are suspected to be present, please seek advice from a qualified arboriculturalist or a licensed bat specialist and if appropriate, get the relevant licence/s before you carry out any major tree work or hedge cutting.

Cherwell District Council  
Bodicote House  
Bodicote  
Banbury  
Oxon  
OX15 4AA

**Date of Decision: 12th April 2019**

**Assistant Director, Environmental Services**