



DEVELOPMENT SERVICES

Darren Westmacott

Planning Officer (Strategic Planning & Development)

Moray Council

PO Box 6760 Elgin Moray IV30 1BX

Telephone: 01343 563358 Fax: 01343 563990

Email: darren.westmacott@moray.gov.uk

Website: www.moray.gov.uk

Your reference:

Our reference: 2020/CA/011

DECISION NOTICE

Town and Country Planning (Scotland) Act 1997

Town and Country Planning (Tree Preservation Order and Trees in Conservation Areas) (Scotland) Regulations 2010

Notification of Works to Trees within Forres Conservation Area

Removal of 3 x Pine [T1, T2 and T3] and removal of lowest limb of 2 x Pine [T4 and T5] at The Rowans, Russell Place, Forres

With reference to the notification of works to trees within a Conservation Area received on 29 September 2020, The Moray Council has decided **NOT TO SERVE** a Tree Preservation Order (TPO) in relation to the above tree(s).

In accordance with [Policy EP7](#) *Forestry, Woodlands and Trees* of the Moray Local Development Plan 2020, The Moray Council hereby **GRANTS** permission for the removal of 3 Pines (T1, T2 and T3) as the trees are dead, dying or dangerous.

The work(s) proposed can therefore proceed as described in the application and accompanying plan(s), subject to the conditions below.

CONDITIONS:-

1. The work(s) shall be carried out in accordance with British Standard BS:3998:2010 by a fully certified and insured arborist.

Reason: To safeguard the health and condition of trees.

2. The work(s) shall not damage other trees in close proximity, leading to a loss of amenity value.

Reason: To safeguard the health and condition of trees in close proximity.

3. 3 replacement tree(s) (ratio 1:1) shall be planted during the planting season immediately following the tree works. Details of the siting, species, height (at the time of planting) and protection measures of replacement trees shall be submitted to and agreed in writing by the Planning Authority prior to planting.

Reason: To maintain the amenity value protected by Forres Conservation Area.

4. Consent is valid for 2 years from the date of this notice.

Reason: To enable the Planning Authority to have regard to future amenity.

Date of Notice: 29 October 2020

Gary Templeton
Strategic Planning & Development Manager

APPEAL PROCEDURE GUIDANCE

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997 AS AMENDED

Town and Country Planning (Tree Preservation Order and Trees in Conservation Areas) (Scotland) Regulation 2010

If the Applicant is aggrieved by the decision of the Planning Authority to refuse permission for tree work, or to grant permission subject to conditions, the Applicant may appeal to Scottish Ministers under Section 47 of the Town and Country Planning (Scotland) Act 1997, as adapted and modified, within three (3) months from the date of this notice. The Notice of Appeal should be addressed to:

The Directorate for Planning and Environmental Appeals
4 The Courtyard
Callendar Business Park
Falkirk
FK1 1XR
Email: dpea@gov.scot

Notice of Appeal Forms and further guidance should be obtained from the above address or from the Directorate for Planning and Environmental Appeals Website at <https://www.gov.scot/publications/tree-works-consent-appeals-form-guidance/>



**NOTIFICATION OF COMPLETION OF WORKS TO TREES IN
CONSERVATION AREAS**

Application Number: _____

Date of Decision Notice: _____

Location and description of works: _____

Name, address and contact details of contractor: _____

Date of completion of works: _____

Signed: _____

Name (Print): _____

Date: _____

Please complete and return this form **within one month of completion** to:

The Moray Council
Strategic Planning & Development,
Council Offices,
High Street,
Elgin,
IV30 1BX

E-mail: localdevelopmentplan@moray.gov.uk