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Mr S Dale

Our ref: TWCA-300-3  
Planning Authority ref:2021/CA/002

01 February 2022

Dear Mr S Dale

**TREE WORKS CONSENT APPEAL: CORLIC BEACH ROAD KINGSTON IV32 7NP**

I am writing in connection to the above named appeal, and writing to advise that we have no jurisdiction on this occasion to determine the appeal.

Section 1(2) of the Regulations explains that a right of appeal may be exercised in relation to decisions made under the provisions of sections 47, 75B, 75F, 130, 154, 169 and 180 of the Act.

Your concerns relate to the prior notification of works to trees in a conservation area made under the provisions of section 172 of the Act. Consequently, no right of appeal exists against the council's decision notice.

The Reporter therefore regrets that he is unable to take any further formal action in relation to your appeal.

The Reporter advises that you may wish to take advice separately on the lawfulness of the council's purported decision notice and on whether its purported conditions can have any legal effect.

DPEA is continuing to look at how we can improve the services we deliver and welcomes contributions from all those involved. In this regard I would be grateful if you could take five minutes to complete [our customer survey](#).

We collect information if you take part in the planning process, use DPEA websites, send correspondence to DPEA or attend a webcast. To find out more about what information is collected, how the information is used and managed please read the DPEA's privacy notice - <https://beta.gov.scot/publications/planning-and-environmental-appeals-division-privacy-notice/>

I trust this information is clear. Please do not hesitate to contact me if you require any further information.

Yours sincerely

*Jayne Anderson*

**JAYNE ANDERSON**  
**Case Officer**  
**Planning And Environmental Appeals Division**

