



Metford Road Community Orchard (Voluntary Group)  
Metford Road Community Orchard

reply to     Matthew Bennett  
telephone    0117 922 3000  
our ref  
your ref  
date         6 October 2017

Dear Sir/Madam,

### Notice of decision

**Notice No.** 17/05479/VC

**Site Address:** Community Orchard Metford Road Bristol

**Proposal:** Felling of dead and dying elm trees (E1.. E5 on sitemap). Felling of willow tree in middle of boundary with allotment plots. Reduce to 2m T1,3,5,6,7 - Hawthorn and T2 and T4 - Blackthorn of larger trees. Large Oak by compost bins -reduce by 30% .

I refer to the above notice and am writing to say that a decision has been made under authority delegated by the council not to place a Tree Preservation Order on the tree(s).

If you are the owner of the tree(s), you can proceed with the works that have been agreed. If you are not, it is your responsibility to obtain the permission of the owner to carry out the works, with the exception of your common law right in regard to overhanging branches.

Please note that if the work is not done within 2 years of the date of this letter, it will be necessary to submit a fresh notice if it is intended to implement the work. In addition, you should be aware that: -

- (i) Anyone, who takes, damages or destroys the nest of any wild bird, whilst that nest is in use or being built, is guilty of an offence under the Wildlife and Countryside Act 1981 and prior to commencing work, you should ensure that no nesting birds will be affected.
- (ii) You should comply with British Standard No. 3998 "Recommendations for Tree Work" and you are advised that the work should be undertaken by a competent and suitably qualified tree contractor.
- (iii) Anyone who kills, injures or disturbs bats, obstructs access to bat roosts, or damages or disturbs bat roosts, even when unoccupied by bats, is guilty of an offence under the Wildlife and Countryside Act 1981, the Countryside and Rights of Way Act 2000 and the Conservation (Natural Habitats, &c.) Regulations 2007. Prior to commencing work, you should ensure that no bats or bat roosts would be affected. If it is suspected that a bat or bat roost is likely to be affected by the proposed works, you should consult Natural England (tel. 0845 6003078).

Yours faithfully,

Development Management