

Totem Tree Services
The Barn
Asby Lane
Asby
CA14 4RT
FAO: Mr Simon Ray

Please Contact: Demi Crawford
Officer Tel No: 01946 598413
My Ref: 4/26/2196/TPO
Date: 12th August 2026

Dear Sir

I refer to your application of 19/06/2026 under the above Tree Preservation Order for consent to carry out the following work:-

**REMOVAL OF BEECH TREE (T1) AND REDUCTION IN HEIGHT OF BEECH TREES (T2)
PROTECTED BY A TREE PRESERVATION ORDER – BRACKENDALE, WHITEHAVEN**

APPLICATION TREE NO.	SPECIES	PROPOSED WORKS
T1 & T2	~11x Beech trees	Removal of Beech tree (T1) and reduction in height of Beech trees (T2) protected by a Tree Preservation Order
REASON		
T1 mature beech tree (believed to have tpo) showing signs of future limb failure with stress cracks showing and moving in high winds, possible ganerderma brackets been seen on base but not present currently. Client would like to remove the tree due to proximity to building		
T2 beech trees in conservation area approx 10 to reduce in height as shown in photos. Proposed to cut to previous reduction points		

Local Authority Decision

The trees are in the mature age class and show signs of normal health. Beech tree T1 is located within the garden of the property. The row of Beech trees (T2) are located on the adjacent property, outside of the curtilage of Brackendale. From the Cumberland Council website, Tree Preservation Order (TPO) No.56:1994 protects trees within Brackendale property boundary—Beech tree T1.

The row of Beech trees (T2) are outside the property boundary.

The attached TEMPO assessment (page 3) shows the row of Beech trees (T2) definitely merit a TPO as a group.

Given the proximity of Beech tree (T1) to the house, we consider it acceptable to fell this tree to prevent it causing a continuing nuisance. Planting a new tree in the near vicinity can mitigate it loss and replace its contribution to the landscape. Given the health, age and size of the row of Beech trees (T2), we expect the proposed work will not significantly impact the local or wider amenity of the area. We consider this work will not have a detrimental impact

on the wider landscape; therefore, we consider the proposed work is acceptable subject to the completion of the works in accordance with the following conditions:-.

1. Carry out all pruning work in accordance with BS3998:2010 Tree work – Recommendations section 7.7 ‘Crown reduction and reshaping’.

Reason: In accordance with Section 198 of the 1990 Town and Country Planning Act and in the interest of good arboricultural practice.

2. During the first planting season following the felling of the Beech tree (T2), plant 1x Silver Birch (*Betula pendula*) in a similar location to the felled tree.
The replacement tree must have a minimum size specification of 6-8 cm girth classified as 'light-standard', in accordance with BS 3936:1992 – Nursery Stock – Part 1: Specification for trees and shrubs.

The planting and aftercare maintenance of these trees must be carried out in accordance with BS 8545:2014 - Trees: from nursery to independence in the landscape – Recommendations.

Alternatively, another size, species, location, or period should be agreed in writing by the Local Planning Authority.

If a replacement tree is diseased, dies, or is damaged within 5 years of the date of planting, it must be replaced in the next available planting season by another of a similar size and species.

Reason: To ensure the continuity of amenity in accordance with Policy N14 – Woodlands, Trees and Hedgerows of the Copeland Local Plan 2021-2039

Your Right of Appeal

If you disagree with our decision you can appeal to The Planning Inspectorate, Environment and Transport Team, 3/A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN within 28 days from the date you received this decision.

Compensation

If you suffer any loss or damage as a result of a condition attached to this consent, you might be entitled to recover compensation from the Council. If you wish to make a claim you must do so within 12 months from the date of this decision (or, if you appeal to the Secretary of State, within 12 months from the date of this decision). Claims should be made in writing to the Planning Manager, Cumberland Council, The Market Hall, Market Place, Whitehaven, Cumbria, CA28 7JG.

If you have any queries, please do not hesitate to contact the case officer Demi Crawford on 01946 598413

Yours faithfully



Iain Fairlamb
Service Manager for Development and Implementation
Thriving Places