

Please find attached our responds to your FOI request

a) All E mails, minutes of any official and unofficial meetings , diary entries, deliberations, records of any telephone conversations and all other information relating to the said planning application.

**See attached**

b) All telephone records , E mails, minutes of any meetings, diary records and other records of any contact between employees and councillors of Tewkesbury Borough Council and Tewkesbury Town Council regarding the said planning application. ( otherwise than the above in section a)

c) Detailed evidence leading to your conclusion that the retaining wall had somehow "collapsed" (my own photographic evidence would suggest otherwise)

**The Council's role in assessing proposals to remove trees in a Conservation Area under section 211 of the Town and Country Planning Act is to assess whether a tree is worthy of further protection under a Tree Preservation Order (TPO). In this case, the tree was not considered of such value to warrant a TPO. The reasons for removal are therefore immaterial to the decision although do provide background information. On that basis there is no 'detailed evidence' as the structural stability of the wall was not a matter for the Council to judge as part of this application process.**

d) Reports from third parties which provided "evidence" that the roots of the Silver Birch were the reason why the retaining wall had "collapsed" (sic)

**see above**

e) Reasons why alternatives to felling the said tree were never contemplated.

**This is a matter for the landowner and not part of the decision-making process for applications under section 211 of the Town and Country Planning Act.**

f) How felling a perfectly healthy tree next to the Back of Avon fits in with the Borough Council's long term plan to alleviate the effects of flood risk in Tewkesbury Town.

**see above**

g) Reasons why no site advertisement was ever posted in the vicinity of the Town Council mooring which would have alerted me to the fact that planned permission had been applied for by Tewkesbury Town Council.

**There is no requirement to publicise applications of this type and it is not the Borough Council's practice to do so.**

h) Reasons why Natural England ( which manages the adjoining Ham SSSI) and the River Avon Trust were never consulted about the said planning application.

**There is no requirement to consult Natural England on applications under section 211 and it is not the type of application they would comment on. Similarly there is no requirement for the River Avon Trust to be consulted.**

i) Any other material information you consider pertinent to this FOI

**None**

## **Exemption Reasons**

### **Planning**

#### **Exemptions cited**

- Section 40(1) - Personal information of the requester(respond under Data Protection Act 1998)
- Section 40(2) - Third Party personal information