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toton trees - appeal dismissed but re stocking notice curtailed.

Monday July 11th

Hello again,

I have some very good news in that the appeal by the landowner has been rejected. But - the original restocking notice has been changed and he does not have to replace the trees, instead nature is to be allowed to take its course for the next four years.

The original trees were self set and I know that the area is already recovering with small trees growing well. The amended notice states that if the trees don't grow by "natural regeneration" to the required density by 2015, then the owner will have to make good the shortfall by restocking. Once the trees are back to their original density the land owner must protect them for ten years.

The notice recognises that any planning application will take priority and that this is a matter for the owner and the planning authority which is Broxtowe Borough Council, should any application be made.

As you may know I don't believe we should build on Broxtowe's precious green belt land, given we are the most densely populated Borough in the county. I also believe it is imperative that the application to give the area "village green status" must proceed as quickly as possible. This will secure the future of the land as a greatly treasured community facility for ever more.

The Forestry Commission has said it is "satisfied" with the amended restocking notice. I have given it a cautious welcome.

I would like to do is pay tribute to everyone who

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has campaigned so steadfastly on this issue.

I have copied and pasted the letter from the Forestry Commission below and I've highlighted the most important parts relating to the restocking of the trees.

Thank you again for all your efforts on this issue.

As ever,

Anna Soubry

Forestry Act 1967 - Restocking Notice RN 15/10-11

I am writing to let you know the outcome of the Objection to the Restocking Notice on the land at Toton Sidings that was considered in accordance with the provisions in the Forestry Act. Pursuant to section 17B(2) of the Forestry Act 1967, the Forestry Commissioners have been directed that Restocking Notice 15/10-11 dated 12 July 2010 shall have effect subject to the schedule attached to the Notice being replaced by the an amended schedule as follows:

- 1. Before 30th June 2015 the felled areas outlined in blue on the map attached to this Notice must be restocked with trees by natural regeneration of locally native species. The regeneration must achieve a stocking density, evenly distributed across the restocking areas, of no less than 1,100 trees per hectare.**
- 2. If by 30th June 2015 natural regeneration has not achieved the required stocking density then the felled areas outlined in blue on the map attached to this Notice must be replanted with trees to ensure an evenly distributed stocking density across the areas of no less than 1,100 trees per hectare. This planting is to be carried out before 30th June 2016. Planting to be with native birch species.**
- 3. For a period of 10 years from either the successful establishment of natural regeneration or planting, the trees must be protected against damage and be adequately weeded.**
- 4. Any failures or losses must be replaced as necessary to ensure satisfactory stocking (as set out in 1 and 2 above). The restocking areas must be properly maintained, all in accordance with the**

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rules and practice of good forestry.

The size of the area to be regenerated remains as it was in the original Restocking Notice. The revised schedule has taken into account the argument that natural regeneration succeeded in stocking the site originally and should do so again. However, it also provides a safeguard to ensure the regeneration is protected with the planting requirement (after 5 growing seasons from clearance of the site) should regeneration fail.

It was recognised during the consideration of the Objection that any redevelopment of the site would be a decision for the landowner and the planning authority. If planning permission is granted then this would override the restocking requirement, but until this happens the Forestry Commission is satisfied that there are adequate measures in place to ensure that the trees that were lost will start to be replaced.

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