

Directorate for Planning and Environmental Appeals
Appeal Decision Notice

Tel: 01324 696 444

[Redacted]

The Scottish
Government

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Decision by Dennis Orr, a Reporter appointed by the Scottish Ministers

[Redacted]

- High hedge appeal reference: HHA-130-1

Location of the hedge: Carrington Mills, Lochailhead, Aravll and Bute, PA24 8AJ

[Redacted]

- Owner of the hedge: Mr and Mrs J and E Bryce
- Appellant's address: Birchwood House, Lochailhead, Aravll and Bute, PA24 8AJ

of the dominant *Leylandii*, has an overbearing effect along this side of the grounds of
Dishwood House. The growth of the hedge has significantly reduced the enjoyment of the

[REDACTED]

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garden there.

4 I note that much of the area overhadowed by the hedge is surfaced for vehicles

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9 Of course, the hedge provides amenity to its owners at Springburn Villa. This

includes helping to provide a suitable habitat for garden birds and other creatures.

height. Cutting back might reasonably be required outwith the nesting season to avoid the potential for disturbance or harm to nesting birds. The owners say that the hedge was

planted to provide a wind break and became established before Birchwood House was built. The growth of the hedge has restored their privacy, they say. It is reasonable to

winter and the timescale would ensure that the owners can organise the work before the nesting season starts.

[REDACTED]

neighbours to trim the hedge in front of the

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

with the owners. I note that the owners in this case have given permission to other

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

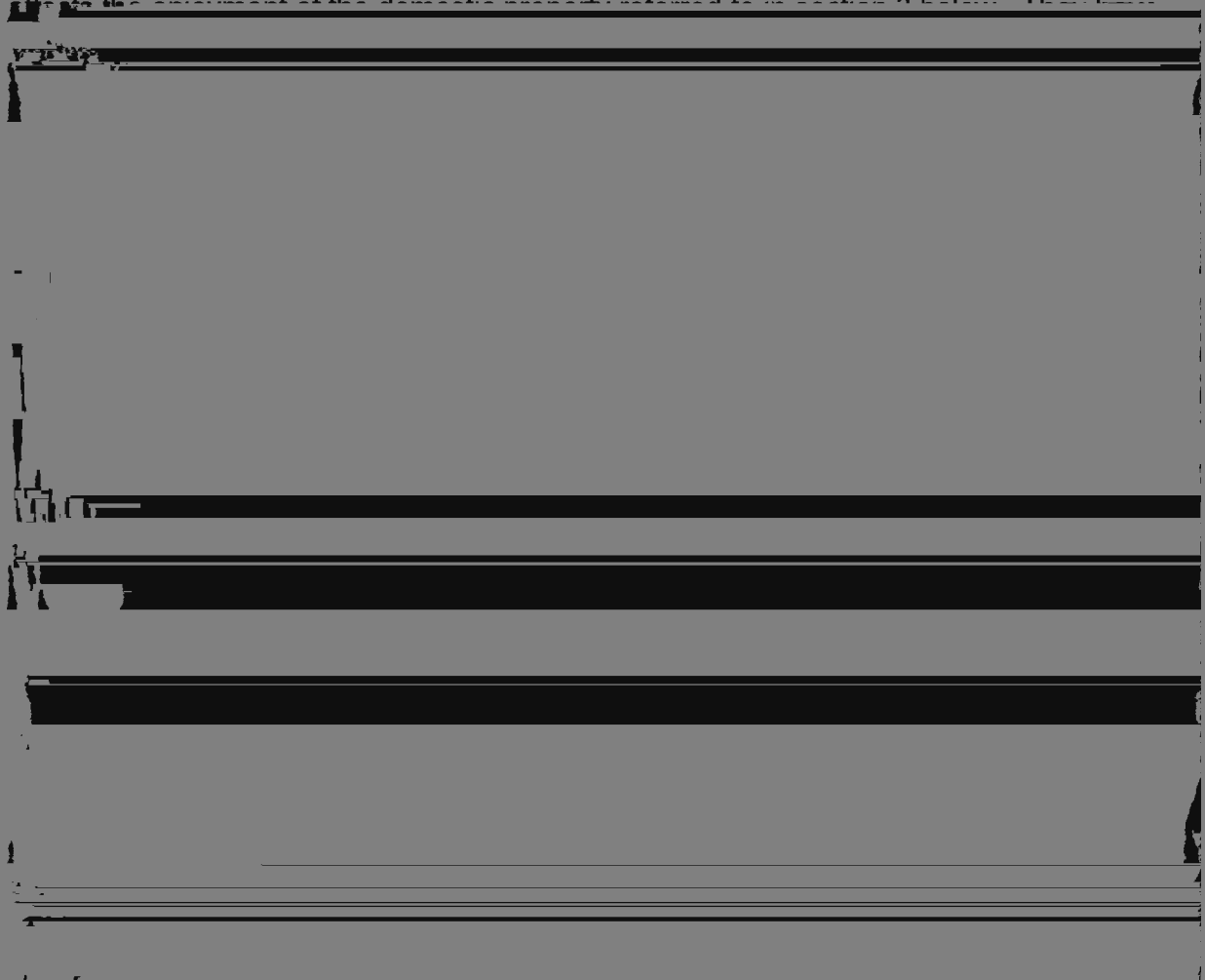
High Hedge Notice

HIGH HEDGES (SCOTLAND) ACT 2013

Notice under section 14

To: Mr and Mrs J and E Bryce

This is a notice served by Scottish Ministers under section 14(1) of the High Hedges (Scotland) Act 2013. The Ministers have decided that the hedge described below adversely affects the enjoyment of the domestic property referred to in section 2 below. The Ministers



decided that action should be taken in relation to the high hedge with a view to remedying the adverse effect and, where stated, preventing its recurrence.

1. Description of the high hedge which is the subject of this notice: the 6.8 metre high



Notes

to, ~~authorise a person to take action~~ under section 22 of the Act and may recover the expenses of that action.

2. It is an offence under section 24 of the Act intentionally to prevent or obstruct a person authorised to take action from acting in accordance with this Act.
3. This notice is binding on every person who is for the time being an owner of the neighbouring land specified in the notice.
4. This notice has been copied to Argyll and Bute Council, every owner/occupier of the domestic property referred to in the notice, and every owner/occupier of the neighbouring land.