

Guidance notes for a licence to plant trees, shrubs etc in the highway verge.

GENERAL CONDITIONS

1. In the event of an emergency, the Council and service providers reserve the right to remove any plants and will not be liable to pay for any damage.
2. Planting must not obstruct visibility at junctions and/or bends, or private entrances.
3. The proposed site of planting must adjoin the land occupied by the licensee.
4. Licensees are advised that any planting should not enclose the highway and that the land, the subject of the licence, remains highway over which the general public are free to exercise their rights of passage. Existing boundary features between the area and the licensee's land must be maintained and under no circumstances, changed.
5. The maintenance of all existing and proposed plants, trees or shrubs is the responsibility of the licensee.
6. Poisonous species, or species which are likely to constitute a high risk to persons or animals, are not permitted under any circumstance.
7. Planting new shrubs and trees will only be permitted in exceptional circumstances. New planting of flowers (maximum height of 300mm. when mature) must be included on the plan.
8. The licence shall be annexed to papers relating to the premises and shall remain in force until withdrawn by the authority.
9. The licence is issued to the owner or occupier; a new application is required if this changes and should be submitted to Shropshire Council within one month of the change of ownership of the premises.
10. Shropshire Council may by notice served on the licensee withdraw a licence granted by them if the conditions listed here or within the Highways Act 1980 are not met, and/or the land is not maintained to a suitable level. Notice will be given as per section 142 Highways Act 1980 and the Council reserves the right to remove such trees, plants, shrubs, grass if the notice is not adhered to. Any costs incurred may be recovered from the licensee.
11. Any proposals must comply with Planning Law.
12. Prior to issue of the licence, the applicant must contact all relevant Statutory Undertakers to identify whether their apparatus will be affected by the proposed works. Further information can be found at <https://www.linesearchbeforeudig.co.uk/>
Please be aware that not all asset owners are listed on this site, and contractors should carry out their own due diligence in accordance with HSG 47 <https://www.hse.gov.uk/pubns/books/hsg47.htm>
13. Applicants are required to contact the local Parish Council/Councils to discuss proposals prior to application.