

Recommendation: **GRANT TPO CONSENT**

The trees are not within the ownership of either HBC or HCC – they are privately owned and as such not a matter for control/management of either council.
The Oaks are not subject to any form of statutory protection – Tree Preservation Order or Conservation Area Trees.
If there is a question over the ownership of the trees then this is a civil matter and not something HBC Arboriculture will become involved in.
It is very sad that the trees have been felled (although I do not know the background to the situation or the reason for felling), however the owners have not contravened any statutory legislation and there is no action required by either HCC or HBC.
I hope this is of help and I am happy for you to share the content of this email with local residents.
Kind regards

Jamie

, NFA,05/01/2017

GEN/18/00225 - Proposed garden room and utility room, UNK,

APP/19/00437 - Reduce selectively by 1m, laterals of 1No. Oak overhanging 10

Austen Gardens and crown lift canopy to 5m reducing secondary laterals only and no major limbs removed, to leave finished spread of 6m on northern canopy. No height reduction. (Tree within Group 1 of TPO 1071) , PERM,06/06/2019

3 Proposal

1No. Oak (T2 on plan) - Reduction of south, east and west facing branches by up to 2m and reduction of height by 2m .

1No.Oak (T1 on plan) - Reduction of 7.5m eastern facing branches by 2m to leave branch lengths of 5.5m, reduce 10m height by 2m to bring height to 8m. Subject to TPO 1071 within G1 and G2.

4 Policy Considerations

National Planning Policy Framework

Havant Borough Local Plan (Core Strategy) March 2011

DM8 (Conservation, Protection and Enhancement of Existing Natural Features)

Havant Borough Local Plan (Allocations) July 2014

Listed Building Grade: Not applicable.

Conservation Area: Not applicable.

5 Statutory and Non Statutory Consultations

Councillor Leah Turner - Hayling East

Councillor M Wilson - Hayling West Ward

Councillor R Raines - Hayling East

6 Community Involvement

This application was publicised in accordance with the Council's Code of Practice for Publicity of Planning Applications approved at minute 207/6/92 (as amended), as a result of which the following publicity was undertaken:

Number of neighbour notification letters sent: 11

Number of site notices: Not applicable.

Statutory advertisement: Not applicable.

Number of representations received: 0

Comment	Officer Comment

7 Planning Considerations

7.1 Having regard to the relevant policies of the development plan it is considered that the main issues arising from this application are:

- Whether the degree of pruning works requested would undermine the amenity value of these trees and whether this could also be harmful to their ongoing health and vitality.

7.2 My inspection related specifically to assessing the proposed works rather than generally inspecting the tree's health and condition in any great detail. I visually inspected the tree from ground level and the following report deals with the relevant issues that have been raised on site, in the application form and from my site observations.

7.3 This application to undertake works to trees protected by a Tree Preservation Order relates to the proposed pruning of two Oak trees within the garden of the property.

One Oak is located on the northern boundary of the garden. As far as it was reasonable to see it appeared to have good vigour and vitality for its age and species. Work was carried out under a separate application to reduce the laterals on the northern aspect and the owner now wishes to undertake further pruning to rebalance the tree. The work is considered to be appropriate and proportionate. It will not harm the health or amenity value of the tree.

The second Oak is located on the eastern boundary. Its canopy is exaggerated to the east due to wind pressures. Given the over extended canopy it is considered to be appropriate and proportionate to allow a reduction of the tree to manage it in its location.

No objections to the application have been received.

Conclusion

The work proposed is considered to be appropriate and proportionate and therefore permission should be granted.

9 RECOMMENDATION:

That the Head of Neighbourhood Support be authorised to **GRANT TPO CONSENT** for application APP/20/00778

(A)

(B) for the following reasons/subject to the following conditions

- 1 The tree works for which consent is hereby granted shall not be carried out otherwise than in full accordance with all relevant content of BS 3998 (2010).
Reason: In the interests of tree health and safety.

- 2 The tree works for which consent is hereby granted shall be carried out and completed no later than 19/11/2021.
Reason: To control the timing of the works