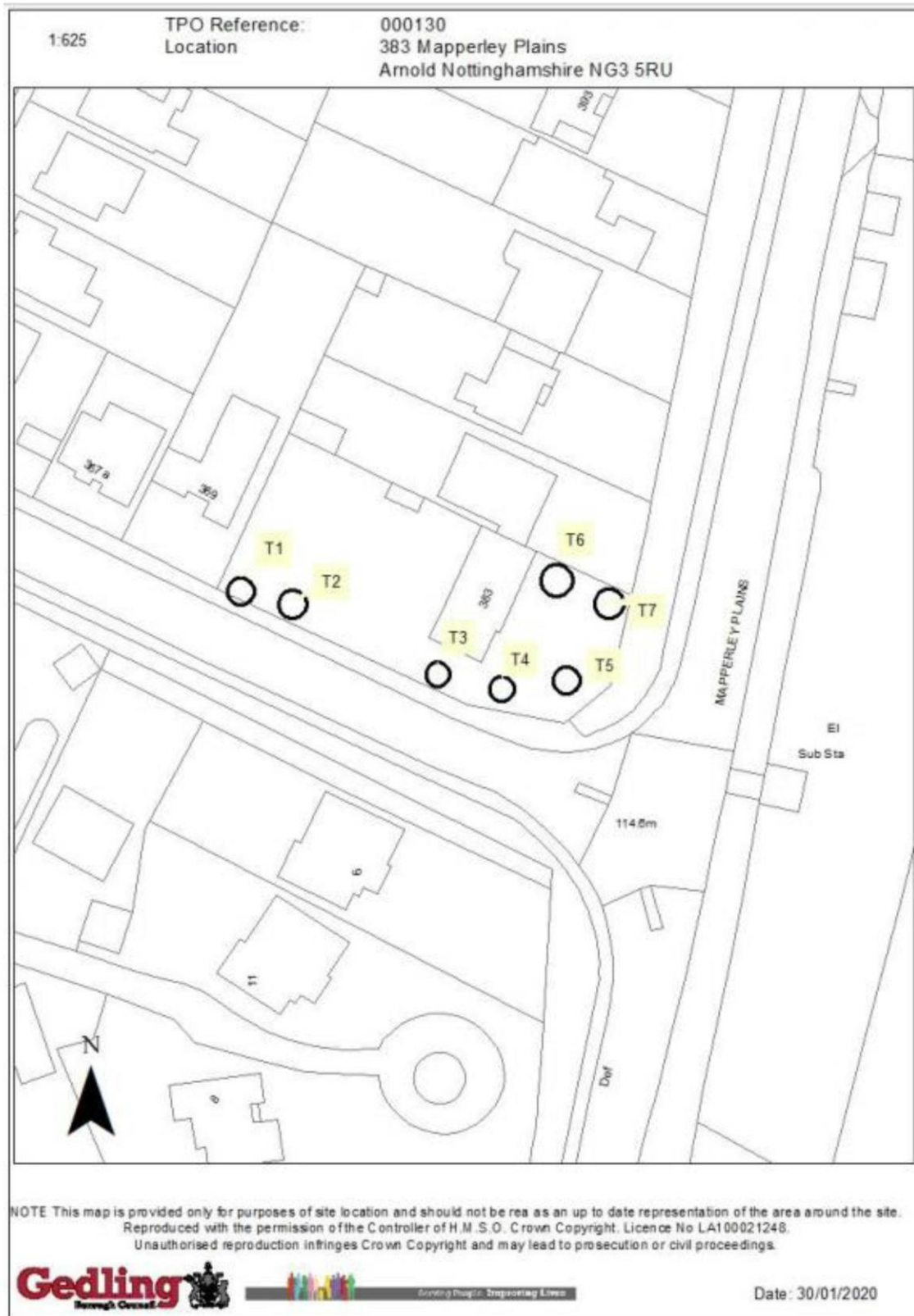


Report to Planning Committee



Location: 383 Mapperley Plains, Arnold, Nottinghamshire, NG3 5RU

Proposal: Protection of 7 no. Oak trees by a Tree Preservation Order (TPO)

Case Officer: Lewis Widdowson

1.0 Purpose

1.1. To request authorisation to confirm Tree Preservation Order (TPO) No. 000130 at 383 Mapperley Plains, Arnold, Nottinghamshire, NG3 5RU.

2.0 Background

2.1. On the 12th February 2020 Planning Committee authorised a TPO in respect of 7 no. Oak Trees at 383 Mapperley Plains, Arnold, Nottinghamshire, NG3 5RU.

2.2. The TPO was duly made on the 13th February 2020. Under the Town and Country Planning Tree Regulations 2012 the Council served a copy of the notice on the owners and occupiers of the land affected by the TPO. In addition, a site notice was displayed close to the site informing local residents of the TPO. Interested parties had until the 12th March 2020 to submit any representations.

2.3. One letter was received as a result of the public consultation. The representation supported the making of the provisional TPO but requested that additional trees within the curtilage of 383 Mapperley Plains also be included within the Order.

2.4. In accordance with the Council's Constitution, TPOs that receive representations should be referred to Planning Committee to determine whether the TPO is confirmed unmodified, confirmed with modifications or not confirmed at all.

2.5. The Town and Country Planning (Tree Preservation) (England) Regulations 2012, Part 2, Regulation 7 stipulates that when confirming an order, any modification 'may not add to the Schedule to the order (and the map) references to a tree to which the order did not previously apply'.

2.6. As a result of the above, the only way to protect additional trees under the Town and Country Planning Tree Regulations 2012 is to either confirm this TPO and they undertake the necessary procedure to vary the confirm TPO or, to assess the trees independently with a view to making a new TPO.

3.0. Proposed Action

- 3.1. Taking the above comments into consideration I am satisfied that TPO protecting 7 no. Oak trees is justified. Authority is therefore sought from the Planning Committee to confirm the above order without amendments.
- 3.2. A TEMPO Assessment will be sought from the Forestry Office in relation to the two additional trees which were identified as part of the public consultation. A new TPO will be progressed if the Forestry Officer considers the trees are worthy of protection.

4.0 Recommendation: Confirm Tree Preservation Order 000130 without modification.