

Report to Planning Committee



TPO Reference:	000132	Document Type:	
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Report to the Planning Committee

Location: 147 – 153 Coronation Walk, Gedling, Nottinghamshire, NG4 4AR

Proposal: Protection of 3 x English Oak, 1 x Scots Pine and 1 x Common Ash 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. 000132 at 147 – 153 Coronation Walk, Gedling, Nottinghamshire, NG4 4AR

2.0 Background

2.1. On the 25th March 2020 an emergency TPO was made in respect of 5 no. trees to the rear of 147 – 153 Coronation Walk, Gedling, Nottinghamshire, NG4 4AR.

2.2. In accordance with 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 22nd April 2020 to submit any representations.

2.3. One representation was received as a result of the consultation objecting to the confirmation of the TPO, specifically referring to one of the trees included within the TPO. The objection raised the following points:

- Insufficient time was allowed for the homeowner to obtain a second opinion due to the current pandemic.
- Considers the TPO has been rushed through without following the correct procedure.
- States that a TPO should only be made where a tree is under threat and works are not planned to the trees in this case.
- Does not consider the trees provide significant public benefit due to them being situated in the rear garden of the above properties.

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. Whilst it is accepted that the provisional TPO was made shortly before the Covid-19 pandemic lockdown, the order has now been in effect for several months. No comments were submitted until the 21st July 2020. Notwithstanding the above, it is not considered necessary for any comments which are received to be submitted by a person/s solely from a professional background.
- 2.6. The TPO has been made in strict accordance with both the Town and Country Planning Tree Regulations 2012, and the Gedling Constitution.
- 2.7. Whilst the threat to a tree can be used to help justify the making of a TPO it is not a pre-requisite. In this instance the Forestry Officer rated the Expediency section of the TEMPO Assessment with a 'Perceived threat to trees' adding a score of 2 out of 5 to the TEMPO score. Even in the event of the lowest score of 1 out of 5 had been granted the TEMPO score would still have achieved a final score of 18/25 and as such definitely merited a TPO in his professional opinion.
- 2.8. The trees included within the TPO are located to the rear of the dwellings at 147-153 Coronation Walk, Gedling. Notwithstanding the above, the Forestry Officer has carried out a comprehensive assessment of the trees from the public realm and determined that, given their maturity, height and form, they provide a substantial amount of amenity to the public realm and as such recommends their protection accordingly.
- 2.9. The objection received also notes that no works are planned too one of the trees at this time. I would note that the confirmation of this TPO does not mean that no works can be carried out, but that the Local Planning Authority must first be notified and permission granted.

3.0. Proposed Action

- 3.1. Taking the above comments into consideration I am satisfied that the TPO protecting the trees to the rear of 147 – 153 Coronation Walk, Gedling remains justified and therefore should be confirmed accordingly. Authority is therefore sought from the Planning Committee to confirm the above order without amendments.

4.0 Recommendation: Confirm Tree Preservation Order 000132 without modification.