

**Decision Maker:** PLANS SUB-COMMITTEE NO. 4

**Date:** Thursday 6 February 2020

**Decision Type:** Non-Urgent                      Non-Executive                      Non-Key

**Title:** CONFIRMATION OF TREE PRESERVATION ORDER (TPO)  
2674 - 149 -163 BEACONSFIELD ROAD, 194 -186 DUNKERY  
ROAD, 3-9 FRAMLINGHAM CRESCENT, LONDON

**Contact Officer:** Paul Smith, Tree Officer  
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**Chief Officer:** Assistant Director (Planning)

**Ward:** Mottingham and Chislehurst North

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1. Reason for report

To consider an objection received against the making of the above referenced Tree Preservation Order (TPO).

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2. **RECOMMENDATION(S)**

The subject area of trees (A1) makes an important contribution to the visual amenity of the surrounding local area and is awarded high amenity value. The TPO should therefore be confirmed to secure tree protection.

### Impact on Vulnerable Adults and Children

1. Summary of Impact: N/A
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### Corporate Policy

1. Policy Status: Existing Policy
  2. BBB Priority: Quality Environment
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### Financial

1. Cost of proposal: No Cost
  2. Ongoing costs: Not Applicable
  3. Budget head/performance centre: Planning Services Revenue Budget 2019/20 – Trees
  4. Total current budget for this head: £ £132,210
  5. Source of funding: Existing Budget
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### Personnel

1. Number of staff (current and additional): 3
  2. If from existing staff resources, number of staff hours: 3 FTEs
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### Legal

1. Legal Requirement: Statutory Requirement
  2. Call-in: Not Applicable
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### Procurement

1. Summary of Procurement Implications: N/A
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### Customer Impact

1. Estimated number of users/beneficiaries (current and projected): Those living at the site location.
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### Ward Councillor Views

1. Have Ward Councillors been asked for comments? No
2. Summary of Ward Councillors comments: N/A

### **3. COMMENTARY**

**3.1** TPO 2674 was made on 6<sup>th</sup> September 2019 and relates to an area of trees comprising several rear gardens of properties in the following roads: 149 -163 BEACONSFIELD ROAD, 194 -186 DUNKERY ROAD, 3-9 FRAMLINGHAM CRESCENT.

**3.2** One objection has been received.

**3.3** The objection is summarised as follows:

a) The choice of area is inappropriate for TPO because it neglected, full of waste and animals such as foxes and rats are present.

b) The tree protection would complicate trying to keep the area clean and healthy.

c) The TPO will prevent works to a tree in the objectors' garden, restricting their ability to maintain their property.

#### **3.4**

a) The presence of waste and animals does not affect the TPO of worthiness of the trees present, since it is the views of the crowns of the trees that is a key factor in their amenity value, rather than the view around the bases of the trees.

b) The TPO only protects the Ash trees. It does not prevent the clearance of any other vegetation. Therefore, weeds, garden shrubs and trees of any other species can be pruned or removed freely.

c) The Order does not prevent future works from being carried out, but it requires that the Council's consent be gained prior to removing trees and prior to carrying out most forms of tree pruning. In assessing applications to remove trees or carry out pruning, the Council takes into account the reasons for the application, set alongside the effect of the proposed work on the health and amenity value of the trees.

**3.5** The TPO was made following a request for consideration to be given to the creation of a TPO by a member of the public.

**3.6** Further to a visual assessment adopting the TEMPO (Tree Evaluation Method for Preservation Orders) scoring system, a new TPO was considered justified as the area of trees merited preservation. In summary, the trees were found to be of normal vitality, with a suitable retention span and a level of public visibility. The trees are a mature feature of the local landscape. The tree's visibility in the public domain and landscape value are primary factors in their amenity value.

**3.7** The TPO is valid for 6 months from the date the order was made. If the TPO is not confirmed within this period, the TPO will cease to exist. Considering the foreseeable risk of tree felling, members are respectfully requested to confirm the order.

### **4. IMPACT ON VULNERABLE ADULTS AND CHILDREN**

N/A

### **5. POLICY IMPLICATIONS**

N/A

**6. FINANCIAL IMPLICATIONS**

N/A

**7. PERSONNEL IMPLICATIONS**

N/A

**8. LEGAL IMPLICATIONS**

The TPO will cease to be valid upon expiry of 6 months.

**9. PROCUREMENT IMPLICATIONS**

N/A

<b>Non-Applicable Sections:</b>	Financial and Personnel Implications
Background Documents: (Access via Contact Officer)	N/A