

REF NO: TPO 2022 no.11		RECOMMENDATION: Confirm Order	
LOCATION: Oakleigh House Shipdham Lane Scarning NR19 2LB		CASE OFFICER	Richard Fisher
Objector/s: Scarning Parish Council		APPNTYPE:	N/A
		POLICY:	
		ALLOCATION:	N
		CONSAREA:	N
		LB GRADE:	N
		TPO:	Y

1. REASON FOR COMMITTEE CONSIDERATION

1.1 Formal Objection to serving of TPO 2022 No.11

2. KEY ISSUES/REASONS FOR OBJECTION

2.1 Object on the grounds of health & safety.

2.2 The two trees overhang tennis courts, and the Parish Council is concerned to ensure there are no accidents as a result of acorns from the two trees falling on the tennis courts and causing harm to those playing tennis.

3. SITE AND LOCATION

3.1 Recreation Ground, Shipdham Lane, Scarning.

4. EIA REQUIRED

4.1 No

5. RELEVANT SITE HISTORY

5.1 The site was visited in September 2022, by Hugh Coggles (HC) following emails from a concerned member of the public regarding the removal of these 2 Oak, a full Tree Evaluation Method for Preservation Orders (TEMPO) assessment was undertaken by HC of both Oak trees. A score of 16 was recorded for the trees. TEMPO recommends that a TPO should be served for trees scoring over 16. A TPO was duly served.

5.2 5th October 2022, following the site visit and assessment, confirmation was given by the council to proceed with serving a TPO on all of trees included in the TPO.

6. POLICY CONSIDERATIONS

6.1 The following policies of the adopted Breckland Local Plan have been taken into consideration in the determination of this application. The provisions of the National Planning Policy Framework

and National Planning Policy Guidance have also been taken into account, where appropriate.

ENV 06 Trees, Hedgerows and Development
NPPF Section 15

7. CONSULTATIONS

7.1 Ward Rep: No comments received to date.

8. REPRESENTATIONS

8.1 18th October 2023, a formal objection to the serving of the TPO was received by email, from the Parish Council.

9 CONCLUSION

9.1 TPOs are not usually served on trees that have inherent health and safety problems.

9.2 The Local Planning Authority would like to make it clear that the Tree Preservation Order is intended to maintain the amenity afforded to the public by trees and recognizes that reasonable pruning, and sometimes felling, with consent is often necessary to achieve long term sustainability of trees. The TPO should therefore be seen as a requirement for consultation rather than a blanket prohibition of works.

9.3 It is reasonable to expect a degree of debris, leaves/fruits/sticks, will fall from mature trees over the course of the year, this is no justification to remove 2 healthy Oak. Trees of this size and stature should be inspected regularly to inform the tree owners of any health & safety issues.

9.4 No information has been provided to suggest that there are any significant defects that would indicate that any of the trees is likely to fail at this time.

9.5 Both of these trees contribute greatly to the street scene, their removal would severely damage the visual amenity of this particular area in Scarning.

10 RECOMMENDATION

10.1 Confirm the order.

