

## **SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL**

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**REPORT TO:** Planning Committee

I August 2007

**AUTHOR/S:** Executive Director / Corporate Manager (Planning  
and Sustainable Communities)

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### **Tree Preservation Order – Histon**

#### **Recommendation: To confirm the Tree Preservation Order**

##### **Purpose**

1. To review Tree Preservation Order no.02/07/SC, made under delegated powers on 12<sup>th</sup> April 2007 at 49 Station Road, Histon.

##### **Background**

2. Section 198 of the Town and Country Planning Act 1990 enables local planning authorities, where it is expedient in the interests of amenity, to make provision for the preservation of trees or woodlands in their areas, to make Tree Preservation Orders with respect to such trees, groups of trees or woodland, as may be specified in the Order.
3. Any such Order may prohibit the unauthorised cutting down, topping, lopping, uprooting, wilful damage, or wilful obstruction of trees and may require replanting of any part of woodland area filled in the course of permitted forestry operations.
4. Once made, Tree Preservation Orders remain in force for a provisional period of six months, but can be confirmed at any time.

##### **Considerations**

5. Tree Preservation Order 02/07/SC was made on 12<sup>th</sup> April 2007.
6. The Council made the Order because it felt that a planning application on the site; ref S/1007/06/F, would result in the significant Beech tree being placed under post development pressure.
7. The statutory period for the registering of objections to the Order ended on 14<sup>th</sup> May 2007. Objections were received from
  - 47A Station Road in relation to not being able to undertake works to the tree due to overhang into property
  - Januarys in relation to the expedience with which the Order was served due to the tree being within the Conservation Area.

##### **Options**

8. Under the legislation, the Council can confirm a Tree Preservation Order, confirm it subject to modification, or decide not to confirm it.

## Implications

9.	Financial	None relevant
	Legal	
	Staffing	
	Risk Management	
	Equal Opportunities	

## Consultations

- 10.. A copy of this report has been sent to the local Memberss, Councillors Chatfield, Davies and Mason. A site visit took place on 9<sup>th</sup> July 2007

## Effect on Annual Priorities and Corporate Objectives

11.	Affordable Homes	None relevant
	Customer Service	None relevant
	Northstowe and other growth areas	None relevant
	Quality, Accessible Services	None relevant
	Village Life	The tree is a significant visual specimen contributing to the mature tree stock of Histon, enhancing the village
	Sustainability	None relevant
	Partnership	None relevant

## Conclusions/Summary

12. TPO number 02/07/SC remains provisionally in force until 18<sup>th</sup> September 2007. By confirming it now, the Council will ensure that the Tree Preservation Order remains in force beyond that date. The Committee Chairman and Vice-Chairman and a local Member attended the site visit, and agreed with the Trees and Landscape Officer that the Order should be confirmed. The Histon Tree Warden and a Parish Council representative were also present as observers.

## Recommendations

13. It is recommended that Tree Preservation Order 02/07/SC in Histon be confirmed without modification.

**Background Papers:** the following background papers were used in the preparation of this report:

- Inspector's appeal decision 17<sup>th</sup> May 2007
- File ref C/11/17/51/15

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