

21 October 2014

Our Ref: 55547/7569626/Origin Housing Group

The Tree Preservation Officer
Environment Department Ref: C1121 2014
London Borough of Camden
Sixth Floor Town Hall
Argyle Street
London
WC1H 8EQ

Dear Sir,

**TOWN & COUNTRY PLANNING ACT 1990
AS AMENDED BY THE PLANNING ACT 2008
TOWN & COUNTRY PLANNING (TREE PRESERVATION)(ENGLAND) REGULATIONS
2012
TPO C1121 2014
Risk address 106 Haverstock Hill London NW3 2BD**

Further to receiving a copy of the Order served 10th September 2014, we now submit this response which is within the prescribed period for objecting to the service of the Order (which expires 23rd October 2014).

We refer to the above Tree Preservation Order, (the Order) and by way of this letter we object to the Order and respectfully request that the Order is not confirmed. This detailed objection is in accordance with Regulation 6(1) of the Town & Country Planning (Tree Preservation) (England) Regulations, 2012.

We object to the Order on the grounds that we believe that the reasons for the making of the Order have not been fully explained.

The current Government advice about the creation and service of Tree Preservation Orders states:

"Authorities can either initiate this process themselves or in response to a request made by any other party. When deciding whether an Order is appropriate, authorities are advised to take into consideration what 'amenity' means in practice, what to take into account when assessing amenity value, what 'expedient' means in practice"

With respect, the Council has not provided the evidence or indicated that it has in fact assessed the 'amenity' value of these trees. For example if the Council has applied TEMPO in making such an assessment, we ask to be provided with a copy of the evidence to support the making of the Order.

A Limited Company Registration: 03009064
Registered Office: 4 The Courtyards, Phoenix Square, Wyncolls
Road, Severalls Park, Colchester, Essex, CO4 9PE

VAT Registration Number: 414849048

Tel: 01206 751 626
Email: colchester@oca-arb.co.uk
Website: www.oca-arb.co.uk



London Borough of Camden

The Lime tree T5 covered by the OCA survey is located in sufficient proximity to the risk address to be on the balance of probabilities contributing to soil drying underside of foundations. The property has sustained damage, which is being investigated by Chartered Engineers as tree root related subsidence. The service of the Order has added a significant additional layer complexity for the Engineers in relation to requirements for mandatory levels of evidence if they wish to apply for consent to carry out works to the Lime tree.

In summary, we formally object to the Order on the above grounds and we respectfully request that the Council gives serious consideration to the grounds of objection as set out herein and reconsiders the confirmation of the Order.

Please acknowledge this objection and address the acknowledgement and any other correspondence in the matter of the objection and this order, to this office.

Yours faithfully,

Margaret MacQueen BSc CBiol MSB MICFor CEnv MAE
Consultant Arboriculturist
Expert & Legal Services
OCA UK Limited

Email: Margaret.MacQueen@oca-arb.co.uk
Tel: 01206 751626
DDI: 01206 224787
Fax: 01206 855751
J:\55547\TPO ob.doc