

Application ref: 2020/4219/T  
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Date: 13 January 2021

**Development Management**  
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Property Risk Inspection Ltd  
2 The Courtyards  
Phoenix Square  
Colchester  
CO4 9PE

Dear Sir/Madam

### **DECISION**

Town and Country Planning Acts 1990 (as amended)  
**PART OBJECTION TO SECTION 211 NOTICE OF WORKS TO TREE/S IN A  
CONSERVATION AREA**

Address:  
**67 Aberdare Gardens  
London  
NW6 3AN**

Proposal:  
FRONT GARDEN: 1 x Viburnum (S4) - Fell and treat stump.  
1 x False Acacia (T1) - Fell and treat stump.  
1 x Laurel (Bay) (T2) - Fell and treat stump.

The Council has considered your notification of intended works to trees dated 16 September 2020 and decided to **OBJECT** to the following work:

FRONT GARDEN: 1 x False Acacia (T1) - Fell and treat stump.

Reasons for objection:

- 1 The Robinia is highly visible from the street and is considered to make a positive contribution to the character and appearance of the conservation area. The tree appears to be in good condition and have a significant safe useful life expectancy.

The notification alleges that the tree is a contributory cause of clay shrinkage subsidence in the property.

The evidence in the supporting documents includes: crack monitoring which is

not carried out over a sufficient time period to indicate seasonal change demonstrating the involvement of vegetation and soil testing data which does not conclusively show desiccation in the soil below the foundations. No root identification has been submitted at this time. The damage referred to in the report is BRE category 1: very slight, which is largely cosmetic and could be easily repaired.

The evidence submitted at this time does not demonstrate that, on the balance of probabilities, the tree is a contributing to the damage and is therefore considered insufficient to justify the removal of a tree which is considered worthy of protection by a TPO.

A tree preservation order has been served to protect the visual amenity the tree provides and preserve the character and appearance of the conservation area.

**A Tree Preservation Order has been served on the tree/s and no work should be carried out without the prior consent of the Council.**

However, the Council would not have any objection to the carrying out of the following works:

FRONT GARDEN: 1 x Viburnum (S4) - Fell and treat stump.  
1 x Laurel (Bay) (T2) - Fell and treat stump.

Informative(s):

- 1 This notice is valid for 2 years from the date of this letter or until the work is completed, which ever is the sooner.
- 2 You are advised that the appropriate standards for tree work are set out in BS 3998: 2010. Failure to ensure that the proposed works are carried out to these standards may result in damage to the tree(s) and may result in legal action by the Council.
- 3 Please note that any approval given by the Council does not give an exemption from the requirements to comply with the Wildlife and Countryside Act 1981 (as amended), or any other Acts offering protection to wildlife. Of particular note is the protection offered to bats, birds and their nests from construction works. For further information contact Natural England on 0300 060 4911 or [www.naturalengland.org.uk](http://www.naturalengland.org.uk).

Yours faithfully



Daniel Pope  
Chief Planning Officer

It is important to us to find out what our customers think about the service we provide. To help us in this respect, we would be very grateful if you could take a few moments to complete our online survey at the following website address: [www.camden.gov.uk/dmfeedback](http://www.camden.gov.uk/dmfeedback). We will use the information you give us to help improve our services.