

HOLBROOK PARISH COUNCIL
TREE MANAGEMENT POLICY

1. INTRODUCTION

This is a policy for the management of trees owned and maintained by Holbrook Parish Council (HPC). It is intended to act as a point of reference for councillors and members of the public to ensure a clear, consistent and structured approach to the management of our trees. HPC has a responsibility to take reasonable steps to manage its trees to reduce the risk of death or injury to those on parish council land. Trees help to add a variety to our landscape and provide valuable habitats for many species, while providing us with cleaner air. HPC aims to preserve its trees for future generations to enjoy. Some trees have Tree Preservation Orders (TPOs) on them. Any queries on trees belonging to HPC should be made to the Clerk at 01473327663 and/or Holbrookparishouncil@outlook.com

2. TREE RISK ASSESSMENT & LEVEL OF RESIDUAL RISK

It is not possible to eliminate all risks from trees. However, there are often indications that a tree may be in decline. HPC has a tree warden and employs a professional and independent arboriculture consultant from time to time where an individual tree has been found to require closer attention. The assessment records the condition and required maintenance schedule for HPC-owned trees and identifies any which pose a risk to health and safety. The tree maintenance schedule aims to reduce the risk to an acceptable level. The legal framework does not require the elimination of risk altogether, but that the residual risk is minimised to a tolerable level.

3. TREE MAINTENANCE SCHEDULES & PUBLIC REQUESTS FOR MAINTENANCE

Tree maintenance schedules will be put out to tender and works carried out in accordance with the Risk Assessment. HPC will also give consideration to any complaints or requests for maintenance from the public regarding trees on HPC-owned property, taking into account its tree management policy and/or advice from a qualified tree surgeon. If an HPC-owned tree is inspected and found to be in such a condition that it poses a high risk to people or property and is considered to be an emergency situation, instruction will be given to our tree contractor to make the tree safe as soon as practicably possible. If a tree is identified as requiring action, but the risk to the public is not immediate, then the tree will be made safe depending on the degree of risk identified at the time of inspection.

4. TREE WORKS WILL TAKE PLACE WHEN

(a) There are dead, dying or dangerous trees and branches that are found to be a danger to public safety

- (b) Trees or branches are creating an unreasonable obstruction to a public highway, highways signage, public right of way or access to property
- (c) A tree is causing an unacceptable trip hazard on the public highway, public right of way or access to property
- (d) A tree which is proven beyond reasonable doubt to be the cause of serious structural damage to buildings as identified by an independent competent professional assessor

5. TREE WORKS MAY TAKE PLACE WHEN

- (e) Trees are deemed by HPC to be an inappropriate species for their situation
- (f) To ensure that a streetlight can perform to its design specification without being unduly blocked by the presence of trees
- (g) Where a tree/branch is touching, or almost touching a dwelling – we aim to give a minimum of 1.5m clearance in these situations
- (h) To maintain historic vistas or in the interest of preservation of heritage structures
- (i) Trees giving rise to justifiable fears about risk of crime, or trees that have provided access and/or cover for criminal activity
- (j) Trees and branches restricting grounds maintenance operations
- (k) Trees which need formative pruning to shape or train them during the early years
- (l) Thinning of trees where it will benefit adjacent specimens or those of more favourable species
- (m) The tree is a species which is known to ultimately outgrow its location and in doing so unreasonably restricts the use of the area
- (n) Trees restricting repairs and maintenance of property
- (o) To protect or enhance biodiversity
- (p) To improve the aesthetics of the designed landscape

6. TREE WORKS WON'T TAKE PLACE WHEN

- (q) We will not prune or fell a tree because it is considered to be 'too big' or 'too tall', or to cut back branches of a healthy tree overhanging private property

(r) We will not prune or fell a tree to remove or reduce any of the following categories, other than in extreme circumstances: Leaves, Sticky sap, Blossom, Tree pollen, Bird droppings, Falling fruit/berries/nuts

(s) We will not prune or fell a tree to remove or reduce incidence of perceived pests such as bees, wasps, or other wildlife

(t) We will not prune, fell or cut the roots of a tree to prevent roots entering a drain or pipe that is already broken or damaged

(u) We will not prune, fell or remove roots from drains or repair root damage to structures where the tree has not been clearly demonstrated to be the principal cause

(v) We will not prune or fell a tree to improve natural light or the view from a property

(w) We will not prune or fell a tree to prevent interference with TV or satellite TV installation/reception or to prevent the shading of solar panels

(x) HPC has no authority to intervene in a dispute between neighbours where non HPC owned trees are causing a nuisance or damage to property

(y) When carrying out tree works the Parish Council will comply with all relevant legislation in respect of the protection of nesting birds and other wildlife. Only essential tree works will be carried out during the bird nesting season. Prior to works being carried out on a mature tree the potential for bat roosts will be assessed. If it is found that there are features within the tree that are likely to be suitable for bat roosts, a survey will be carried. If bat roosts are found to be present appropriate mitigation measures will be implemented before any work takes place

7. CARRYING OUT TREE WORKS YOURSELF You have a legal right to deal with the nuisance associated with trees encroaching onto a property. The following advice is given where there is a wish to exercise the right to Common Law with respect to encroaching trees:

- Remove only those parts of the tree from the point where they cross the boundary of the property
- There is no legal right to cut or remove any part of a tree that does not overhang the property
- It is strongly advised that a professional tree surgeon is consulted for guidance on how best to prune back encroaching trees, unless the works are trivial meaning that works could be carried out with hand secateurs or similar

- It is strongly advised that HPC is informed of any plan to carry out work on HPC-owned trees
- Before carrying out works to trees, it is strongly advised that checks are made as to whether the trees are protected by a Tree Preservation Order or if they are in a Conservation Area. If either of the above applies, consent is required by making an application / giving notice to the Planning Department at Babergh District Council
- HPC reserves the right to recover costs in the event that a tree is damaged, and requires corrective action by HPC, as a result of works carried out on an HPC-owned tree by a member of the public