



DEVELOPMENT CONTROL COMMITTEE: –

5TH NOVEMBER 2009

REPORT OF THE HEAD OF REGENERATION – DEVELOPMENT AND DELIVERY

CONFIRMATION OF TREE PRESERVATION ORDER 48 OF 2008 ON LAND AT FORMER BEECHDALE COUNTY PRIMARY SCHOOL, REMINGTON ROAD, WALSALL

1. PURPOSE OF REPORT

To seek the confirmation of the Tree Preservation Order No 48 of 2008 in an unmodified form.

2. RECOMMENDATIONS

The Committee is recommended to:

- (i) Confirm the Walsall Tree Preservation Order No 40 of 2008 in an unmodified form. A plan showing the Tree Preservation Order is attached to this report.
- (ii) Support the reason for making the Tree Preservation Order set out in the report detail, paragraph 1.1 .
- (iii) Note that no representations have been received in respect of this Tree Preservation Order.

3. FINANCIAL IMPLICATIONS

Within budget, in general, new Tree Preservation Orders generate additional applications for consent and increase officers' workload.

4. POLICY IMPLICATIONS

Within Council policy – YES

5. LEGAL IMPLICATIONS

The owners and future owners of this site will be required to apply for Council permission if they wish to fell or prune any tree protected by the Tree Preservation Order. Failure to do this renders anyone carrying out unauthorised works to trees liable to criminal proceedings.

6. **EQUAL OPPORTUNITY IMPLICATIONS**

NOT APPLICABLE

7. **ENVIRONMENTAL IMPACT**

The management of Walsall's tree cover through the administration of the Tree Preservation Order system has positive implications in protecting trees for their visual and environmental benefits. Removal of protected trees is often necessary because trees have a finite lifespan and may also cause nuisance or damage. In these instances the Council has to decide whether the removal of protected trees is justified. In the event that felling a tree is permitted, the Council can secure replacement planting to maintain tree cover.

8. **WARD(S) AFFECTED**

The Tree Preservation Order 48 of 2008 is located within Birchills Leamore Ward.

9. **CONSULTEES**

Owners and near neighbours were sent copies of the Tree Preservation Order and invited to make representations to the Council in either opposition or support of this Tree Preservation Order. Any response is described within the report.

10. **CONTACT OFFICER**

Cameron Gibson - Extension: 2453

11. **BACKGROUND PAPERS**

File PD1/17/874 relating to Tree Preservation Order No 40 of 2008.

Simon Tranter,
HEAD OF REGENERATION – DEVELOPMENT AND DELIVERY

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1.0 **REPORT DETAIL.**

1.1 The Tree Preservation Order No 48 of 2008 was made on 25 November 2008, and was made for the following reasons:

- The trees form a prominent landscape feature in the local area and will continue to contribute to landscape quality in the future.
- The trees add to the amenity and visual diversity of the immediate area.
- The Council's Unitary Development Plan identifies policies for protection of the trees and green spaces.

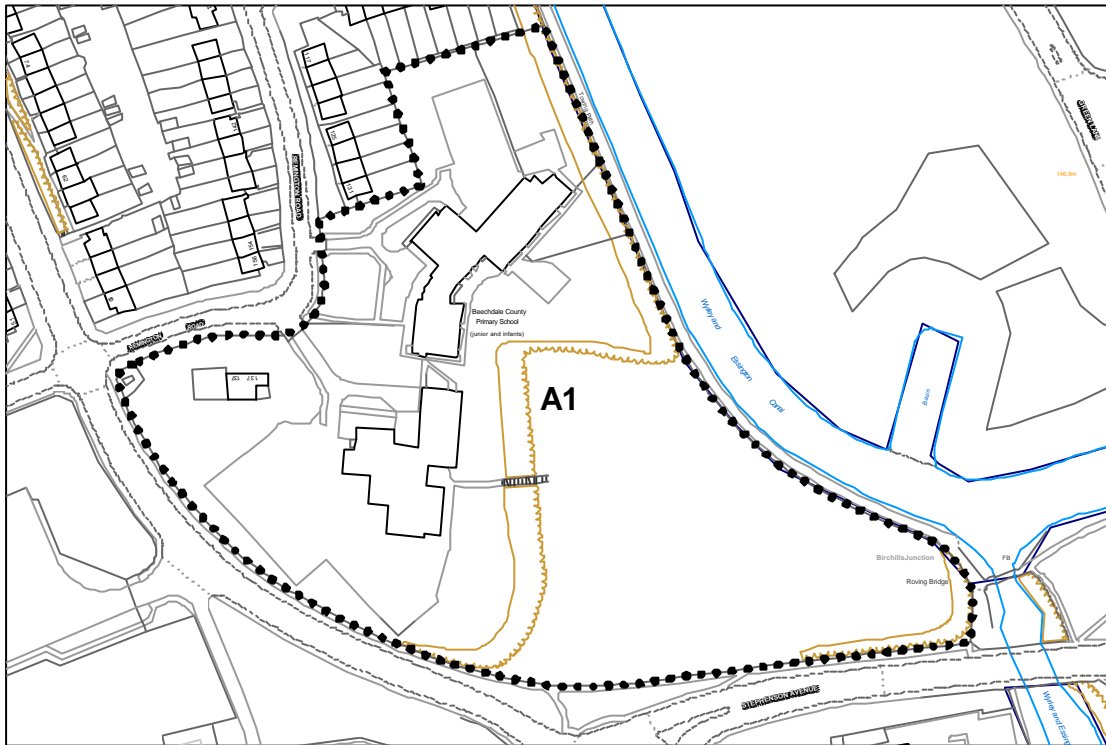
1.2 The minimum six week period allowed for objection to the Order expired on 6 January 2009. No responses have been received.

1.3 The TPO has been instigated by the forthcoming sale of the land.

1.4 The Committee is therefore recommended to confirm Tree Preservation Order No 48 of 2008 in its unmodified form.



TPO 48 of 2008, Former Beechdale County Primary School, Walsall



Not to Scale Date 21 November 2008 Centre 400086E 300143N Cameron Gibson

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