

**APPEALS PANEL – 6 FEBRUARY 2009.**

## **Objection to the making of Tree Preservation Order 33/08. Land of Brambles, West Gable and Hasquencort, Roman Road, Dibden Purlieu, Hampshire.**

### **1. INTRODUCTION**

- 1.1 This meeting of an Appeals Panel has been convened to hear objections to the making of a Tree Preservation Order. A previous appeal hearing has been held in respect of this site. TPO 14/08 was the subject of an Appeal heard on 4 September 2008. The Appeals Panel, on that occasion, decided to confirm the Order. However it was subsequently discovered that there were procedural flaws with the making of the Order. As a consequence, in order to be fair to all parties, it was decided to start again by revoking TPO 14/08, and making a new Order TPO 33/08 in its place. The representation processes have been followed leading to this current appeal.
- 1.2 Members are charged with reviewing the evidence before them and reaching their own decision. They must not feel constrained by any of the events leading to the previous decision or the previous Appeal Panel's decision. Members must make their own decision based on the evidence put forward at this Hearing.

### **2. BACKGROUND**

- 2.1 Tree Preservation Orders (TPOs, or Orders) are made under Sections 198, 199 and 201 of the Town and Country Planning Act 1990 (the Act). This legislation is supported by guidance issued by the Office of the Deputy Prime Minister on 17 April 2000 called "Tree Preservation Orders A Guide to the Law and Good Practice". This is commonly referred to as the "Blue Book".
- 2.2 This Council follows a procedure that ensures that as soon as an Order is made it gives immediate protection to the specified tree or trees. The owners and occupiers of the land on which the tree or trees are situated, together with all the owners and occupiers of the neighbouring properties, are served with a copy of the Order. Other parties told about the Order include the Town or Parish Council and District Council ward members. The Council may also choose to publicise the making of the Order more widely.
- 2.3 The Order includes a schedule specifying the protected trees, and must also specify the reasons for protecting the trees. Normally this is on the grounds of their amenity value.
- 2.4 The procedure allows objections and representations to be made to the Council, in writing, within 28 days of the Order and its corresponding documentation being served on those affected by it. The Council must have a procedure for considering those representations.

- 2.5 Where an objection is made to the Order, in the first instance, the Tree Officers will try to negotiate with the objector to see if it can be resolved. If it cannot, then the objection is referred to a meeting of the Appeals Panel for determination.
- 2.6 The Order, when first made, has a life of 6 months. Within that period of 6 months, the Council should decide whether or not to confirm the Order, with or without modification. If a decision on confirmation is not taken within this time, the Council is not prevented from confirming the Tree Preservation Order afterwards. However the trees lose protection in the intervening period until the Order is confirmed.

### **3. CRITERIA FOR MAKING A TREE PRESERVATION ORDER**

- 3.1 A local planning authority may make an Order if it appears to them to be:  
  
“expedient in the interests of amenity to make provision for the preservation of trees or woodlands in their area”.

### **4. TYPES OF TREE PRESERVATION ORDER**

- 4.1 The Tree Preservation Order may protect one or more individually specified trees, groups of trees, woodlands or, more rarely, refer to an area of land.
- 4.2 As a general rule, an individually specified tree must meet the criteria for protection in its own right.
- 4.3 A group of trees must have amenity value as a group, without each individual tree necessarily being of outstanding value. The value of the group as a whole may be greater than that of the individual trees.
- 4.4 A woodland order would be imposed over a more significant area of trees, where it is not practical, or indeed perhaps even desirable, to survey or specify individual trees or groups of trees. While each tree is protected, not every tree has to have amenity value in its own right. It is the general character of the woodland that is important. In general terms a woodland will be a significant area of trees, that will not be interspersed with buildings.
- 4.5 An area designation covers all the trees, of whatever species, within a designated area of land, and these may well be interspersed among or around a number of domestic curtilages and buildings. An area order may well be introduced, as a holding measure, until a proper survey can be done. It is normally considered good practice to review area orders and replace them with one or more orders that specify individuals or groups of trees. This process has been underway in this District, with the review of a number of older area orders that were imposed some years ago in response to proposed significant development. An area order is a legitimate tool for the protection of trees. It is not grounds for an objection that the order is an area order.

## 5. THE ROLE OF THE PANEL

5.1 While objectors may object on any grounds, the decision about confirmation of the Order should be confined to the test set out in 3.1 above.

5.2 The Secretary of State advises that it would be inappropriate to make a TPO specifying a tree which is dead, dying or dangerous.

### 5.3 **Amenity value**

This term is not defined in the Act, but there is guidance in the Blue Book. In summary the guidance advises:

- TPOs should be used to protect selected trees and woodlands if their removal would have a significant impact on the local environment and its enjoyment by the public.
- There must be a reasonable degree of public benefit. The trees, or part of them, should therefore normally be visible from a public place, such as a road or a footpath. Other trees may however also be included, if there is justification.
- The benefit may be present or future.
- The value of the tree or trees may arise from their intrinsic beauty; from their contribution to the landscape; or the role they play in hiding an eyesore or future development.
- The value of trees may be enhanced if they are scarce.
- Other factors, such as their importance as a wildlife habitat, may be taken into account but would not, alone, be sufficient to justify a TPO.

As a general rule, officers will only consider protecting a tree where they are satisfied that it has a further safe life expectancy in excess of 10 years.

### 5.4 **Expediency**

Again, this is not defined in the Act, but some guidance is given in the Blue Book. In essence, the guidance says:

- It is not expedient to make a TPO in respect of trees which are under good arboricultural or silvicultural management.
- It may be expedient to make a TPO if the local authority believes there is a risk of the trees being cut down or pruned in ways which would have a significant impact on the amenity of the area. It is not necessary for the risk to be immediate. It may be a general risk from development pressures.
- A precautionary TPO may also be considered appropriate to protect selected trees in advance, as it is not always possible to know about changes in property ownership and intentions to fell.

## 6. THE EFFECT OF THE ORDER

- 6.1 Once the TPO has been made, it is an offence to carry out any works to the protected tree or trees without first gaining consent from the Council through a tree work application unless such works are covered by an exemption within the Act. In this respect the Local Planning Authority's consent is not required for cutting down or carrying out works on trees which are dead, dying or dangerous, or so far as may be necessary to prevent or abate a nuisance. Great care should be exercised by individuals seeking to take advantage of an exemption. If the exemption is interpreted wrongly, or the work is not executed properly, offences may be committed. There is no fee charged for making a Tree Work Application.
- 6.2 If consent is refused, the applicant has the right of appeal to the Secretary of State.

## 7. CONSIDERATION

- 7.1 Members are requested to form a view, based on the evidence before them, whether it appears to them to be expedient in the interests of amenity to confirm the TPO taking into account the above guidance. Members will have visited the site immediately prior to the formal hearing, to allow them to acquaint themselves with the characteristics of the tree or trees within the context of the surrounding landscape.
- 7.2 The written evidence that is attached to this report is as follows:
- Appendix 1** The schedule and site plan from the Order. This specifies the individual trees that it is proposed to protect
- Appendix 2** The report of the Council's Tree Officer, setting out all the issues he considers should be taken into account, and making the case for confirming the Order.
- Appendix 3** The written representations from the objectors to the making of the Order. Part A reproduces the letters submitted in response to the previous application (14/08) while part B includes the letters submitted in respect of this latest application
- Appendix 4** A letter of representation from a supporter of the Order

Members will hear oral evidence at the hearing in support of these written representations. The procedure to be followed at the hearing is attached to the agenda.

## 8. FINANCIAL IMPLICATIONS

- 8.1 There are some modest administrative costs associated with the actual process of serving and confirming the TPO. There are more significant costs associated with the need to consider any Tree Work Applications to carry out works (lopping, topping or felling) see 8.3 below. The officers will normally visit the site and give advice on potential works to the trees.

- 8.2 The Council does not become liable for any of the costs of maintaining the tree or trees. That remains the responsibility of the trees' owners.
- 8.3 TPOs make provision for the payment by the Local Planning Authority of compensation for loss or damage caused or incurred as a result of:
- (1) their refusal of any consent sought under the TPO, or
  - (2) their grant of a consent subject to conditions.

To ascertain whether someone is entitled to compensation in any particular case it is necessary to refer to the TPO in question. It is especially important to note that the compensation provisions of TPOs made on or after 2 August 1999 differ substantially from the compensation provisions of TPOs made before that date.

**TPOs made before 2 August 1999**

Under the terms of a TPO made before 2 August 1999 anyone who suffers loss or damage is entitled to claim compensation unless an article 5 certificate has been issued by the Local Planning Authority.

**TPOs made on or after 2 August 1999**

In deciding an application for consent under a TPO made on or after 2 August 1999 the Local Planning Authority cannot issue an article 5 certificate. There is a general right to compensation. However, the TPO includes provisions which are intended to limit the Local Planning Authority's liability to a fair and reasonable extent, and so the general right to compensation is subject to the following exceptions:

- (1) no claim for compensation can be made if the loss or damage incurred amounts to less than £500;
- (2) no compensation is payable for loss of development value or other diminution in the value of the land. 'Development Value' means an increase in value attributed to the prospect of developing land, including clearing it;
- (3) no compensation is payable for loss or damage which, bearing in mind the reasons given for the application for consent (and any documents submitted in support of those reasons), was not reasonably foreseeable when the application was decided;
- (4) no compensation is payable to a person for loss or damage which was (i) reasonably foreseeable by that person, and (ii) attributable to that person's failure to take reasonable steps to avert the loss or damage or mitigate its extent; and
- (5) no compensation is payable for costs incurred in bringing an appeal to the Secretary of State against the Local Planning Authority's decision to refuse consent or grant it subject to conditions.

## **9. ENVIRONMENTAL IMPLICATIONS**

- 9.1 The trees must have significant value within their landscape to justify the confirmation of the TPO.

## **10. CRIME AND DISORDER IMPLICATIONS**

- 10.1 There are no crime and disorder implications arising from this report.

## **11. OTHER IMPLICATIONS**

- 11.1 The making or confirmation of a Tree Preservation Order could interfere with the right of the property owner peacefully to enjoy his possessions but it is capable of justification under Article 1 of the First Protocol of the Human Rights Act 1998 as being in the public interest (the amenity value of the tree).
- 11.2 In so far as the trees are on or serve private residential property the making or confirmation of a Tree Preservation Order could interfere with the right of a person to respect for his family life and his home but is capable of justification as being in accordance with the law and necessary in a democratic society for the protection of the rights and freedoms of others (Article 8 of the Protocol).

## **12. RECOMMENDED:**

- 12.1 That the Panel consider all the evidence before them and determine whether to confirm Tree Preservation Order 33/08 relating to land of Brambles, West Gable and Hasquencort, Roman Road, Dibden Purlieu, Hampshire with, or without, modification.

### **For Further Information Please Contact:**

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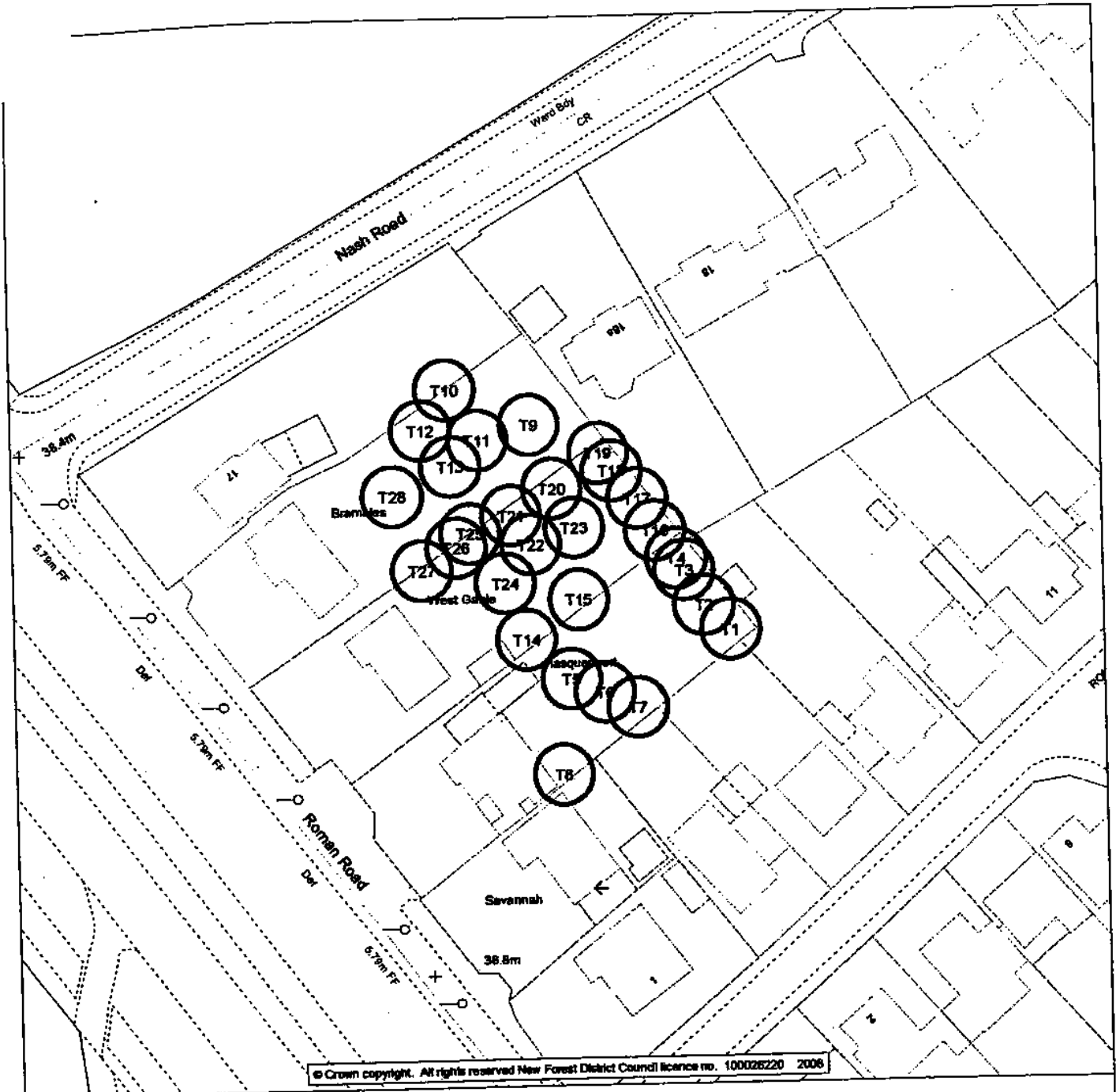
### **Background Papers:**

Attached Documents:

TPO 14/08

Published documents

# **APPENDIX 1**



## Tree Preservation Order Plan

**Town and Country Planning Act 1990**

**T.P.O Number: 33/08**

**Approximate Scale: 1:750**

**Date Printed: 16/09/08**

Martin Devine  
 Assistant Director of Leisure Services  
 Community Services Directorate  
 Appletree Court  
 Lyndhurst  
 SO43 7PA

**Key**

Individual Trees Covered by TPO

Area of Trees Covered by TPO

Groups of Trees Covered by TPO

Woodland of Trees Covered by TPO

Trees Noted but not Worthy of Preservation



**New Forest**  
 DISTRICT COUNCIL

AN AUTHORISED SIGNATORY



**SCHEDULE 1****TPO 33/08****SPECIFICATION OF TREES****Trees specified individually**  
(encircled in black on the map)

<b>Reference on Map</b>	<b>Description</b>	<b>Situation</b>
T1	Pine (Tag 0708)	Eastern boundary of Hasquencort, Roman Road, Dibden Purlieu. As shown on plan.
T2	Pine (Tag 0709)	Eastern boundary of Hasquencort, Roman Road, Dibden Purlieu. As shown on plan.
T3	Pine (Tag 0710)	Eastern boundary of Hasquencort, Roman Road, Dibden Purlieu. As shown on plan.
T4	Pine (Tag 0711)	Eastern boundary of Hasquencort, Roman Road, Dibden Purlieu. As shown on plan.
T5	Birch (Tag 0713)	Centrally within land of Hasquencort, Roman Road, Dibden Purlieu. As shown on plan.
T6	Birch (Tag 0714)	Centrally within land of Hasquencort, Roman Road, Dibden Purlieu. As shown on plan.
T7	Birch (Tag 0715)	Southern boundary of Hasquencort, Roman Road, Dibden Purlieu. As shown on plan.
T8	Birch (Tag 0712)	Southern boundary of Hasquencort, Roman Road, Dibden Purlieu. As shown on plan.
T9	Pine (Tag 0716)	Eastern boundary of Brambles, Roman Road, Dibden Purlieu. As shown on plan.
T10	Pine (Tag 0717)	Northern boundary of Brambles, Roman Road, Dibden Purlieu. As shown on plan.
T11	Birch (Tag 0718)	Centrally on land of Brambles, Roman Road, Dibden Purlieu. As shown on plan.

T12	Pine (Tag 0719)	Northern boundary of Brambles, Roman Road, Dibden Purlieu. As shown on plan.
T13	Pine (Tag 0720)	Centrally on land of Brambles, Roman Road, Dibden Purlieu. As shown on plan.
T14	Birch (Tag 0724)	Southern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T15	Pine (Tag 0725)	Southern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T16	Pine (Tag 0726)	Eastern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T17	Pine (Tag 0727)	Eastern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T18	Pine (Tag 0728)	Eastern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T19	Pine (Tag 0729)	Eastern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T20	Pine (Tag 0730)	Northern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T21	Pine (Tag 0731)	Northern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T22	Pine (Tag 0732)	Centrally on land of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T23	Pine (Tag 0733)	Centrally on land of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T24	Pine (Tag 0734)	Centrally on land of West Gable, Roman Road, Dibden Purlieu. As shown on plan.

T25	Pine (Tag 0735)	Northern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T26	Pine (Tag 0736)	Northern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T27	Pine (Tag 0737)	Northern boundary of West Gable, Roman Road, Dibden Purlieu. As shown on plan.
T28	Birch - Tripple Stemmed (Tagged 0721 - 0723)	Centrally within land of Brambles, Roman Road, Dibden Purlieu. As shown on plan.

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**Trees specified by reference to an area**  
(within a dotted black line on the map)

Reference on Map	Description	Situation
None		

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**Groups of trees**  
(within a broken black line on the map)

Reference on Map	Description	Situation
None		

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**Woodlands**  
(within a continuous black line on the map)

Reference on Map	Description	Situation
None		

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# **APPENDIX 2**

**OBJECTION TO TREE PRESERVATION ORDER NO. 33/08  
LAND OF BRAMBLES, WEST GABLE AND HASQUENCORT,  
ROMAN ROAD, DIBDEN PURLIEU, HAMPSHIRE.**

**REPORT OF COUNCIL TREE OFFICER**

**1. TREE PRESERVATION ORDER HISTORY**

- 1.1 Tree Preservation Order (TPO) No. 33/08 was made on 16 August 2008. The TPO plan and first schedule are attached as Appendix 1 to Report B. The Order protects 28 individual trees within the rear gardens of Brambles, West Gable and Hasquencort, Roman Road, Dibden Purlieu, Hampshire
- 1.2 The TPO was made as a replacement for TPO No. 14/08 which was revoked in the light of concerns about procedural flaws relating to the making of the Order.
- 1.3 The trees were originally protected following a notification to the Tree Team from a local resident that a substantial Pine tree had been removed from the rear boundary of Hasquencort, Roman Road, Dibden Purlieu.
- 1.4 The Council's Tree Officer assessed it was apparent that the trees merited inclusion in a TPO as they were clearly visible to the public and any further tree loss would be detrimental to the appearance of the area. Furthermore, due to the size of the individual plots and potential access to the sites via Roman Road and Nash Road it was considered that there was potential for further development of the sites. The TPO would ensure that should an application in the future be forthcoming, the trees would have to be considered as a material constraint and therefore mitigates against pre-emptive felling. It was therefore expedient to protect the trees with a TPO.
- 1.5 This replacement order (TPO 33/08) identifies the individual trees to be protected, all within the rear gardens of Brambles, West Gable and Hasquencort, Roman Road, Dibden Purlieu.
- 1.6 The original objections to the making of TPO 14/08 by the owners of Brambles, West Gable and Hasquencort have been carried forward as valid and applicable to the making of this order. The Council's Tree Officer held a site meeting with the objectors on 12 June 2008 to try and resolve the objections raised to the original Order (TPO 14/08). As a result of that meeting the original objections made by the owner of Hasquencort were withdrawn. The remaining objections still remain. Copies of relevant correspondence are included as Part A of Appendix 3 to Report B. The subsequent letters of objection received in respect of the new Order 33/08 are set out in Part B of that Appendix
- 1.7 A letter of support for the making of the Order is set out in Appendix 4 to Report B

## **2. THE TREES**

- 2.1 The trees in question are predominantly mature Pines and Birches standing in the rear gardens of Brambles, West Gable and Hasquencort, Roman Road, Dibden Purlieu.
- 2.2 The trees appear from ground level inspection to be in a sound and healthy condition, with no significant defects and as such offer years of future tree cover to the area.
- 2.3 The trees can be clearly seen by the public from Roman Road, Roman Way, Nash Road, Nash Close as well as glimpsed when passing along the A328.

## **3. THE OBJECTIONS**

- 3.1 A copy of the objection and associated correspondence is included as Appendix 3 to Report B. The grounds for objection to the original order included:

- Regular maintenance is carried to the trees in order to stop them becoming too intrusive, for general maintenance and development
- There is no intension to destroy the character of the area
- The imposition of the TPO is unfair unless applied to the whole area
- Only 3 houses are included in the TPO when the whole neighbourhood abounds with trees
- In addition to the original Pines and Birches a number of ornamental trees have been planted
- Trees have only ever been lopped or topped in order to alleviate a problem for neighbours
- One tree was felled because it was causing a considerable nuisance to a neighbour

- 3.2 Further objections have been received to the making of TPO 33/08 which include

- Other trees in the vicinity can be seen more readily
- Road users are not in a position to appreciate the trees
- The number of individual trees is excessive bearing in mind the trees in the middle are shielded from view

## **4. OBSERVATIONS ON THE GROUNDS OF OBJECTION**

- 4.1 The Council's Tree Officer does not consider that the TPO would prevent tree maintenance being carried out. A Tree Works Application can be submitted to the Council and should the works be reasonable there would be no reason to refuse the application.
- 4.2 While there may be no intention to destroy the character of the area, one Pine tree has been felled at the request of an adjacent landowner. The Council's

Tree Officer has met with the neighbour where it was indicated that further tree removal would be required.

- 4.3 Due to the similarity in plot size, location and past planning history of adjacent properties it is considered that, in the interests of expediency, any TPO should to protect the trees within the gardens of all three properties.
- 4.4 It is agreed that the neighbourhood is well catered for in terms of general tree cover; however it is not possible to protect all trees in the locality without good reason. In this case premature tree loss has already occurred. Combined with the properties' shared plot sizes and the potential for development, it is considered that the TPO is justified and appropriate in this instance.
- 4.5 The trees proposed for inclusion within the TPO are Pines and Birches. A number of ornamental trees have been planted but it is not intended to make these trees subject of the TPO.
- 4.6 It is understood, following a site visit held on the 25<sup>th</sup> June 2008 with Mr Hill of 7 Roman Way, Dibden Purlieu, and the neighbouring property owner, that the pine was felled as it was preventing the area of garden immediately below it from establishing grass. It was further suggested by Mr Hill that he would like further trees to be removed along that boundary.
- 4.7 The trees have been protected due to premature felling of a Pine within the group and the potential for future development of the affected sites. While their may well be trees in the immediate vicinity of greater amenity, these trees have not been placed under potential threat of premature removal. It is agreed that road users are not likely to stop to admire them, however the trees do add to the softening of the built form in the area and offer considerable amenity to the residents of the immediate and surrounding areas.

## **5. RECOMMENDATION**

- 5.1 It is therefore recommended that TPO 33/08 is confirmed without modification.

### **Further Information:**

Andrew Douglas  
Senior Arboricultural Officer  
Telephone: 02380 285205  
email: [andrew.douglas@nfdc.gov.uk](mailto:andrew.douglas@nfdc.gov.uk)

### **Background Papers:**

Tree Preservation Order No. 33/08  
Associated correspondence

# **APPENDIX 3**

## **Part A**



Mr A Huddington,  
New Forest District Council,  
Leisure Services,  
Appletree Court,  
Lyndhurst  
SO43 7PA.

West Gable,  
Roman Road,  
Dibden Peverell,  
Southampton.  
SO45 4RN  
10<sup>th</sup> May. 2008.

Dear Mr Huddington

Re: TPO<sup>s</sup> - your ref: ALUD/MAC/14/08.

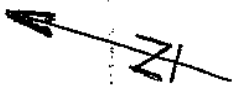
Further to your letter and enclosures of the 28<sup>th</sup> April - 2008 I would like to make the following comments.

1. I am concerned that a blanket TPO was issued prior to any visit from you or discussion with your office.
2. The TPO only appears to apply to 3 properties in Roman Road. Since the whole neighbourhood abounds with trees I can see no reason why only these properties have been singled out for the issue of TPO<sup>s</sup>.
3. I must point out that in addition to the original pine and silver birch trees our garden also includes a number of ornamental trees which we have planted over the past 20 years. Does the council wish to control how and when we wish to prune these trees?

I believe that you are going to arrange to visit in the near future to discuss which particular trees should carry a TPO. Hopefully after this visit any issues relating to tree pruning and maintenance will be clarified.

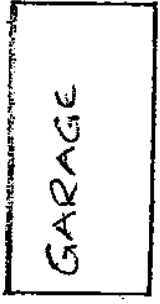
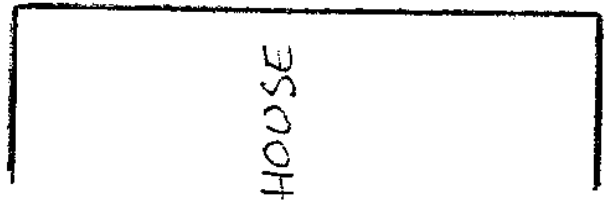
Yours sincerely

BRAMBLES

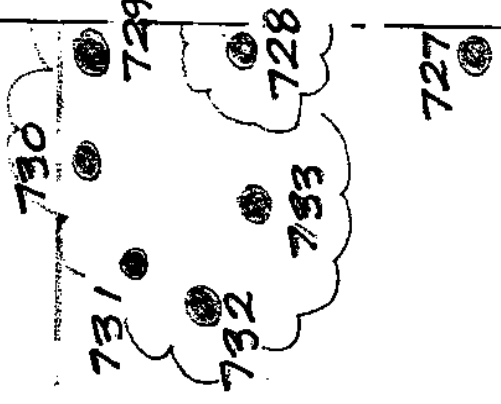
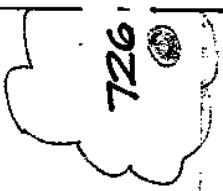


WEST GABLE - BACK GARDEN

SCALE - APPROX. 1:150



SILVER BIRCH



HASQUENCORT

● - PINE TREES

Mr A Douglas,  
New Forest District Council,  
Leisure Services,  
Appletree Court,  
Hyndhurst.  
SO43 7PA

West Gable,  
Roman Road  
Dibden Purlieu,  
Southampton.  
SO45 4RN  
June 30<sup>th</sup> - 2008

Dear Mr Douglas

Re TPOs at West Gable - Roman Road.

Thank you for your letter of 13<sup>th</sup> June - 2008.  
We have been away which is why we have  
not replied sooner.

The plan and numbering of the trees in our  
garden is incorrect and we still feel unhappy  
that we have 14 trees with TPOs on them.  
A correct plan is enclosed.

We understand that you have to assume  
the worst until proven otherwise but, once proven  
otherwise as in our case why can't the TPO  
order be cancelled?

In our letter of the 30<sup>th</sup> May we asked to have  
access under the Freedom of Information Act  
to the paperwork that led to the imposition  
of the TPOs.

You have not yet responded to this request  
and we look forward to hearing from you  
in this regard.

Yours sincerely

Mr & Mrs Williams  
West Gable  
Roman Road  
Dibden Purlieu  
Southampton  
Hants  
SO45 4RN

My ref: 2008 07 01 TPO14/08 Williams AD

Your ref:

1 July 2008

Dear Mr and Mrs Williams

**RE: Modifications to TPO 14/08**

Further to my letter of the 12<sup>th</sup> June 2008 would you be kind enough to inform me as what your current position is with regard the above Tree Preservation Order and your outstanding objection to its confirmation with the proposed modifications.

Should you wish to further discuss the matter with me please feel free to contact me on the number below.

Yours sincerely

Andrew Douglas  
Senior Arboricultural Officer

Tel: (023) 8028 5205

Fax: (023) 8028 5223

Email: [andrew.douglas@nfdc.gov.uk](mailto:andrew.douglas@nfdc.gov.uk)

Mr & Mrs Williams  
West Gable  
Roman Road  
Dibden Purlieu  
Southampton  
Hants  
SO45 4RN

My ref: 2008 06 13 TPO14/08 Williams AD  
Your ref:

13 June 2008

Dear Mr and Mrs Williams

RE: Modifications to TPO 14/08

Thank you for coming to the site meeting yesterday, I feel that it was very productive and clarified areas of uncertainty.

As agreed I have enclosed a copy of the proposed modifications to the Tree Preservation Order Plan and Schedule. You will note that the Area designation has been removed and in its place the Order now covers those individual trees which have been identified by tag number. I completely understand your annoyance at having the Order thrust upon you without warning. As I hopefully explained at the meeting this is a standard practise as I have to assume the worst until proven otherwise, which of course is the case here.

If you are now more comfortable with the proposed modified Order, as discussed I would be extremely grateful if you could either email or write to me at the office withdrawing your objection to the making of the Order. Your previous objection will not be struck from the file but this will allow me to progress the Order to confirmation without the need for convening a TPO Appeals Panel as I explained.

I am very grateful for your time and look forward to hearing from you in due course.

Yours most sincerely

Andrew Douglas  
Senior Arboricultural Officer

Tel: (023) 8028 5205  
Fax: (023) 8028 5223  
Email: [andrew.douglas@nfdc.gov.uk](mailto:andrew.douglas@nfdc.gov.uk)

Mr & Mrs Williams  
West Gable  
Roman Road  
Dibden Purfieu  
Southampton  
Hampshire  
SO45 4RN

My ref: 2008 07 14 TPO 14/08 Williams AD  
Your ref:

14.07.2008

Dear Mr and Mrs Williams

**RE: TPO 14/08**

Further to your letter of the 30<sup>th</sup> June 2008, I have now been able to secure the files which pertain to the making of the TPO.

If you wish to view the files as per your request under the Freedom of Information Act, they will be made available for your inspection at the Appletree Court Offices upon appointment. To make that appointment please call me on my office number below.

With regards the plotting of the trees within your garden I am satisfied that the trees are plotted as they should be, while the centres of the individual circles may not exactly be the position of the trees stems only part of the tree has to be within that circle, which I feel they are. Added to which the numbered tags identify the individual trees.

Taking it that you will not be withdrawing your objection to the making of the Order, we will be convening a TPO Appeal panel to decide on whether the Order is to be confirmed or not, this procedure was explained to you when we met on site last month. The Legal department will be in touch in due course with regards this matter.

Yours sincerely

Andrew Douglas  
Senior Arboricultural Officer

Tel: (023) 8028 5205  
Fax: (023) 8028 5223  
Email: [andrew.douglas@nfdc.gov.uk](mailto:andrew.douglas@nfdc.gov.uk)

*Arnold and Marian Wride*  
*'Hasquencort'*  
*Roman Road,*  
*Dibden Purlieu,*  
*Southampton.*  
*SO45 4RN*  
Tel. \_\_\_\_\_  
Email: ar

New Forest District Council  
Leisure Services.  
Appletree Court,  
Lyndhurst,  
Hampshire.  
SO43 7PA

7 May 2008



Your Reference: ALUD/MAC/14/08

Dear Mr. Caldwell,

**TPOs – At The Above Address**

Thank you for your letter dated 25 April 2008 with accompanying explanatory papers.

I am rather concerned at the blanket Tree Preservation Order made on the trees within the boundary of our property, apparently being based on the trees making a significant contribution to the landscape. It is true that they are visible to neighbours and the tops can be seen from parts of the road, but it appears that other trees in the immediate area have been ignored even though they are as, if not more, readily seen from the road.

I understand from paragraph 4 that in the event of Tree Preservation Order being confirmed, the property will be visited and individual trees will be assessed as to their suitability for retaining on a schedule of protected trees. I would appreciate confirmation of this.

To give you some idea of the variety of trees on the property I have attached a general, not definitive, list of those on the property. It will give an indication of why I have considerable concern at the blanket TPO covering 'All Species'. I would appreciate your comments on the queries included in this list and let me know where I can get details of any other TPOs in the Waterside.

I feel I should point out that over the past 30 years that we have been living here we have only ever had trees topped or lopped to maintain them or alleviate a problem for neighbours. Similarly trees have only been felled when they were dead or, as in one case, because it was causing considerable nuisance for a neighbour.

Yours sincerely,

Arnold T A Wride

## LIST OF TREES AT 'HASQUENCORT, ROMAN ROAD, DIBDEN PURLIEU

All of the trees listed have a trunk of more than 4" in diameter.

### General Trees

**Cypressus** - There are a number on various parts of the property. They vary considerably in size and they need topping at irregular intervals. Some, that form a hedge, were reduced to about 1.25 metres and allowed to sprout to form the hedge. I understand that some Councils ban the planting of them in new properties.

Are the larger ones included in the blanket TPO?

**Holly** - One that is near the boundary and part of the front high hedge is a mature tree that needs controlling to prevent it overhanging the boundary, and growing too tall. Is this included in the blanket TPO or is it considered to be a shrub (albeit a rather large one)?

**Yew** - One is similar to the Holly in that it forms part of the boundary screen. Others at the back have been kept at a low height and cut to form an arch. The same query as the Holly applies.

**Willow** - A boundary tree that has been kept pollarded on a regular basis.

**Rowan**- A boundary tree that can be seen by one or two close neighbours.

### Ornamental Trees.

**Sumac** - This is mature and as you can imagine it tends to wander a bit. It can only be seen by one neighbour.

**Copper Beech**- This is screened from neighbours by other trees.

**Judas Tree** - Can be seen by some neighbours.

**Bird Cherries**- There are 3 of these and they can be seen by some neighbours.

Are all these ornamental trees included in the blanket TPO?

### Woodland Trees

**Silver Birches**- There are a number of these in various conditions some of which are shedding dead branches.

Should these be looked at individually to assess for suitability for being of kept on the schedule.

**Scots Pines**- There are 4 of these and they appear to be quite old (in my terms), maybe as much as 80 years or so. They too shed dead lower branches from time to time, but this I believe is fairly standard for this species.

Should these be looked at individually to assess for suitability for being of kept on the schedule

**Whitebeam (?)**- This is a small tree at present and we hope it will develop a bit.



*Arnold and Marian Wride  
'Hasquencort'  
Roman Road,  
Dibden Purlieu,  
Southampton.  
SO45 4RN*

Tel:  
Email: c

New Forest District Council  
The Tree Team  
Appletree Court,  
Lyndhurst,  
Hampshire.  
SO43 7PA

16 May 2008

Dear Mr. Luddington,

**TPO No. 14/08 – At The Above Address, West Gables and Brambles.**

With reference to the above TPO I mistakenly sent a request for clarification to Mr M Caldwell at the NFDC offices rather than yourself. I apologise for the any confusion and, in case my letter was not passed on to you, I have enclosed a copy and would appreciate your comments.

As it is getting close to the deadline for objections and I have not heard anything as yet, please take this letter as a formal objection to the above TPO.

My objection to a blanket TPO is that it covers a wide range of trees both woodland and ornamental, all of which require cutting back and generally maintaining to prevent them becoming a nuisance to neighbours. You will see from my earlier letter that my wife and I try and look after our trees, particularly as they are an integral part of our garden, and I have no plans to drastically alter such a pleasant environment. Also there was no apparent inspection of the trees or any thought being given to the type of trees involved.

I have no idea why the TPO was issued I would appreciate some idea of why, of all the properties in the area that also have trees, I and my immediate neighbours have been selected.

Yours sincerely,

Arnold T A Wride



Mr & Mrs Wride  
Hasquencort  
Roman Road  
Dibden Purlieu  
Southampton  
Hants  
SO45 4RN

My ref: 2008 06 13 TPO14/08 Wride AD

Your ref:

13 June 2008

Dear Mr Wride

**RE: Modifications to TPO 14/08**

Thank you for coming to the site meeting yesterday, I feel that it was very productive and clarified areas of uncertainty.

As agreed I have enclosed a copy of the proposed modifications to the Tree Preservation Order Plan and Schedule. You will note that the Area designation has been removed and in its place the Order now covers those individual trees which have been identified by tag number.

I completely understand your annoyance at having the Order thrust upon you without warning. As I hopefully explained at the meeting this is standard practice as I have to assume the worst until proven otherwise, which I am certain is the case here.

If you are now more comfortable with the proposed modified Order, as discussed, I would be extremely grateful if you could either email or write to me at the office withdrawing your objection to the making of the Order. Your previous objection will not be struck from the file but this will allow me to progress the Order to confirmation without the need for convening a TPO Appeals Panel as I explained.

I am very grateful for your time and look forward to hearing from you in due course.

Yours most sincerely

Andrew Douglas  
Senior Arboricultural Officer

Tel: (023) 8028 5205

Fax: (023) 8028 5223

Email: [andrew.douglas@nfdc.gov.uk](mailto:andrew.douglas@nfdc.gov.uk)

Brambles  
Roman Road  
Dibden Purlieu  
Southampton  
SO45 4RN



15 May 2008

Mr A Ludington  
Tree Team  
Appletree Court  
Lyndhurst

Dear Sir

I am writing with reference to, and to object to the TPO No 14/08 proposed for Brambles, West Gable and Hasquencort of Roman Road, Dibden Purlieu.

Being the owner of Brambles I am at a loss as to why these three properties have been selected for a TPO when they sit amongst numerous other properties with similar vegetation structure and much open woodland.

At Brambles we love the trees and the seclusion they afford but it is often necessary to prune the trees in the front as they encroach on Electricity lines and telephone cables - this is an annual chore but very necessary. To the rear of the property there are numerous trees / shrubs that require regular maintenance to stop them becoming too intrusive upon neighbouring properties, for general maintenance and development of the garden, to stop over growth, and in the case of some old and rotten Silver Birch trees for safety reasons.

It would appear that all of these properties only ever carry out needed maintenance in their gardens and there are no plans to destroy or alter the character of the area, for this reason I am mystified as to why these three properties have been singled out for a TPO. I would very much appreciate it if you could explain the reasoning behind this proposal.

Yours sincerely,

Mr & Mrs Whettingsteel

Brambles  
Roman Road  
Dibden Purlieu  
Southampton  
SO45 4RN



1 June 2008

Mr A Ludington  
Tree Team  
Appletree Court  
Lyndhurst  
SO43 7PA

Dear Sir

I am writing with reference to, TPO No 14/08 proposed for Brambles, West Gable and Hasquencort of Roman Road, Dibden Purlieu.

Being the owner of Brambles we are at a loss as to why these three properties have been selected for a TPO when they sit amongst numerous other properties with similar vegetation structure and much open woodland. We wrote to object as your original letter invited us to do, but we are at a loss to understand the point as we have not received any communication from you. We have been visited by Mr Eldridge, without any prior appointment being set up by us, only to have preservation orders put on our trees. Was our objection letter a pointless exercise ?.

We do feel very strongly that these three houses have been unfairly selected as there are many properties with similar trees in this area, why was a blanket order not issued? In our opinion there seems to be a lack of continuity present here. NFDC granted planning for the house 18A Nash Rd which is at the bottom of our garden, resulting in many of the fir trees that we and the rest of the community had the pleasure of seeing (visual amenity we believe its called), felled to make way for a new house. Also at the front of our house yet more much taller, older and well established fir trees felled to make way for an even taller mobile phone mast, which has no visual amenity - in fact it is an eyesore.

We would like to have access to the paperwork that led to this TPO order on our property under the Freedom of Information Act and look forward to receiving your response to our comments

Yours sincerely,

Mr & Mrs Whettingsteel

Mr & Mrs Whettingstee  
Brambles  
Roman Road  
Dibden Purlieu  
Southampton  
Hants  
SO45 4RN

My ref: 2008 06 13 TPO14/08 Whettingsteel AD  
Your ref:

13 June 2008

Dear Mr and Mrs Whettingsteel

**RE: Modifications to TPO 14/08**

Thank you for enabling the site meeting yesterday, I feel that it was very productive and clarified areas of uncertainty.

As agreed I have enclosed a copy of the proposed modifications to the Tree Preservation Order Plan and Schedule. You will note that the Area designation has been removed and in its place the Order now covers those individual trees which have been identified by tag number. Additionally I have removed the Birch tree in your rear garden tagged 0718 from the Order due to its overall unsuitability for inclusion.

If you are now in agreement with the modified Order, as discussed I would be extremely grateful if you could either email or write to me at the office withdrawing your objection to the making of the Order. Your previous objection will not be struck from the file but this will allow me to progress the Order to confirmation without the need for convening a TPO Appeals Panel as I explained.

I look forward to hearing from you in due course.

Yours most sincerely

Andrew Douglas  
Senior Arboricultural Officer

Tel: (023) 8028 5205  
Fax: (023) 8028 5223  
Email: [andrew.douglas@nfdc.gov.uk](mailto:andrew.douglas@nfdc.gov.uk)

Mr & Mrs Whettingsteel  
Brambles  
Roman Road  
Dibden Purlieu  
Southampton  
Hants  
SO45 4RN

My ref: 2008 07 01 TPO14/08 Whettingsteel AD

Your ref:

1 July 2008

Dear Mr and Mrs Whettingsteel

**RE: Modifications to TPO 14/08**

Further to my letter of the 12<sup>th</sup> June 2008 would you be kind enough to inform me as what your current position is with regard the above Tree Preservation Order and your outstanding objection to its confirmation with the proposed modifications.

Should you wish to further discuss the matter with me please feel free to contact me on the number below.

Yours sincerely

Andrew Douglas  
Senior Arboricultural Officer

Tel: (023) 8028 5205

Fax: (023) 8028 5223

Email: [andrew.douglas@nfdc.gov.uk](mailto:andrew.douglas@nfdc.gov.uk)

*Arnold and Marian Wride  
'Hasquencort'  
Roman Road,  
Dibden Purlieu,  
Southampton.  
SO45 1BN*

*Tel: 0703 555 555  
Email: a.wride@btinternet.com*

New Forest District Council  
Leisure Services.  
The Tree Team  
Appletree Court,  
Lyndhurst,  
Hampshire.  
SO43 7PA

18 June 2008



Your ref: 2008 06 13 TPO14/08 Wride AD

Dear Mr. Douglas,

**Modifications to TPO No. 14/08**

Thank you for your letter dated 13 June 2008 together with the plan and schedule 1 relating to the modified TPO 14/08. Your visit to the site was much appreciated and certainly clarified the situation and procedures you need to follow.

I withdraw my objections to the making of the modified Order showing that the only trees on my property to be included in the Order will be T1 to T8 inclusive.

I hope that this will enable you to progress the Order, as far as my property is concerned, and that I will be hearing from you shortly.

Yours sincerely,

Arnold T A Wride

# **APPENDIX 3**

## **Part B**



Arnold and Marian Wride  
'Hasquencort'  
Roman Road,  
Dibden Purlieu,  
Southampton.  
SO45 4RN  
Tel: 0  
Email: ,



New Forest District Council  
The Tree Team,  
Appletree Court,  
Lyndhurst,  
Hampshire.  
SO43 7PA

COPY original taken  
to Legal 8/10/08,  
given to Donna.

Dear Mr. Douglas,

**TREE PRESERVATION ORDER NO: 33/08**

1 We understand that the above TPO has been made for the following two reasons.

- i) That the trees covered by the order are under threat
- and ii) That they make a significant contribution to the landscape.

2 We object to the TPO on the following grounds.

- i) During the 30 years that we have been living at the above address trees have only been topped or lopped to maintain them, or to alleviate a problem for neighbours. Similarly trees have only been felled when they were dead or, as in one case, because it was causing considerable nuisance for a neighbour.

We therefore fail to see why the trees on our property are considered to be at risk.

- ii) It is true that some trees are visible to immediate neighbours and the tops of some of the trees are visible over the rooftops from some parts of the road. However all of the other trees in the immediate vicinity, some of which can be more readily seen from the road, have been ignored.

We would also point out that the vast majority of the public using the roads around the properties do so in cars or on bicycles and are not really in a position to appreciate the tops of trees in the back gardens of houses.

- iii) The number of individual trees included in the TPO is excessive bearing in mind that the trees in the middle of the three gardens are shielded from public view by the ones on the outside. One would only expect this number of trees to be protected if there were public access to the gardens.

Yours sincerely,

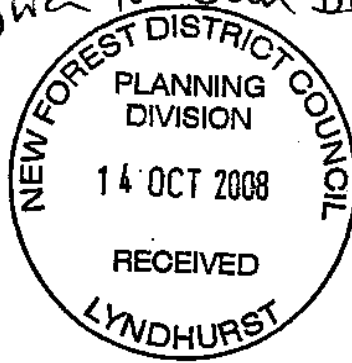
Arnold T A Wride

and

Marian J Wride

L  
COPY

original taken to Guy  
& a copy given to Jan Debra



West Gable  
Roman Road  
Dibden Purlieu  
Southampton  
SO45 4RN

Mr A Douglas  
Tree Team  
New Forest District Council  
Appletree Court  
Lyndhurst  
SO43 7PA

12 October 2008

Dear Mr Douglas

Re: TREE PRESERVATION ORDER NO. 33/08

Regarding the imposition of a second TPO on our property, our objections remain the same as those to TPO No.14/08.

We feel that our property and those of our neighbours have been unfairly selected for the issue of TPOs when the whole area abounds with trees similar to our own. Moreover, we now have 14 trees in our garden covered by this order which we consider to be excessive and unreasonable.

The original TPO was issued following a phone call to the Council reporting extensive tree felling in our area. A request for one tree to be felled in our neighbour's garden at Hasquencourt had been made by Mr Hill in Roman Way. We believe that the complaint to the Council claiming extensive tree felling was, in fact, made by Mr Hill's neighbour whose reason for alerting the Council had presumably a lot more to do with the view from his own back garden than his concern for the public amenity. As a consequence of this we have had a TPO imposed on the trees in our back garden apparently 'in the interests of the visual amenity of the area'.

Though we understand that the trees directly opposite our house do not come under your jurisdiction, these were felled some four years ago to accommodate the installation of an unsightly mobile phone mast which has had considerable impact on the visual amenity of the area. Apparently this was acceptable.

We have lived at the above address for 21 years during which time we have successfully managed the trees without the supervision of the NFDC.

We bought the property for its natural garden and would never change its intrinsic beauty by destroying the trees. However, these trees do need to be maintained and, though we have done nothing detrimental ourselves, we now have the added burden of applying to the Council when any work needs doing to them.

We understand that this Order has been made in the interests of the visual amenity of the area, albeit these trees are in our back garden and are far less obvious to the public than numerous trees in the front gardens of Roman Road and Nash Road, which are presumably not protected by the Council. Your policy of operating reactively is very unfair on those of us who have unwittingly become entangled in a complaint in which we are not involved. In this instance, if the TPO applies to us, it should apply to the whole area and not just a few selected properties.

As the Council has now decided to revoke TPO 14/08 and to start the whole process again, we hope that the procedure this time round will be a genuine and fair route of appeal.

Yours sincerely

G.E. Williams  
M.F. Williams

Tree

Brambles  
Roman Road  
Dibden Purlieu  
Southampton  
SO45 4RN

COPIED  
2009

16 October 2008

Mr A Douglas  
Tree Team  
Appletree Court  
Lyndhurst

Dear Sir

I am writing with reference to, and object to the TPO No 33/08 proposed for Brambles, West Gable and Hasquencort of Roman Road, Dibden Purlieu.

At Brambles we love the trees and the seclusion they afford and have no intention to fell trees or alter the visual aspect of our property. To the rear of the property there are numerous trees and shrubs that require regular maintenance to stop them becoming too intrusive upon neighbouring properties, for general maintenance and development of the garden, to stop over growth, and in the case of some old and rotten Silver Birch trees for safety reasons.

This has become an annual routine with us for the past eighteen years since we have lived at the property and wish to carry on the same low level maintenance without having to first obtain written approval from the NFDC for every piece of housekeeping and general routine tree husbandry necessary. I am sure that if we intended to alter the visual aspect or the character of the site we would have done so by now and I consider a TPO order on the trees in our property as an insult to our ability to maintain our gardens as we wish.

Being the owners of Brambles we are at a loss as to why these three properties have been selected for a TPO when they sit amongst numerous other properties with similar vegetation structure and much open woodland, we would very much appreciate it if you could explain the reasoning behind this proposal.

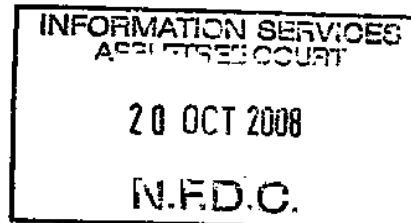
Yours sincerely,

Mr & Mrs Whettingsteel

Brambles  
Roman Road  
Dibden Purlieu  
Southampton  
SO45 4RN

001

16 October 2008



Mr Grainne O'Rourke  
Head of Legal & Democratic Services  
NFDC  
Appletree Court  
Lyndhurst

Dear Sir

I am writing with reference to, and object to the TPO No 33/08 proposed for Brambles, West Gable and Hasquencort of Roman Road, Dibden Purlieu.

At Brambles we love the trees and the seclusion they afford and have no intention to fell trees or alter the visual aspect of our property. To the rear of the property there are numerous trees and shrubs that require regular maintenance to stop them becoming too intrusive upon neighbouring properties, for general maintenance and development of the garden, to stop over growth, and in the case of some old and rotten Silver Birch trees for safety reasons.

This has become an annual routine with us for the past eighteen years since we have lived at the property and wish to carry on the same low level maintenance without having to first obtain written approval from the NFDC for every piece of housekeeping and general routine tree husbandry necessary. I am sure that if we intended to alter the visual aspect or the character of the site we would have done so by now and I consider a TPO order on the trees in our property as an insult to our ability to maintain our gardens as we wish.

Being the owners of Brambles we are at a loss as to why these three properties have been selected for a TPO when they sit amongst numerous other properties with similar vegetation structure and much open woodland, we would very much appreciate it if you could explain the reasoning behind this proposal.

Yours sincerely,

Mr & Mrs Whettingsteel

NAMOR,  
17 NASH ROAD,  
DIBDEN PURLIEU,  
SOUTHAMPTON.  
HANTS,

SO45 4RS.  
8 th JAN 009.

DEAR JAN,

THANK YOU FOR THIS OPPORTUNITY, TO COMMENT ON YOUR LETTER OF THE 4<sup>TH</sup> DEC 2008. UNFORTUNATLY, THE DAMAGE HAS ALLREADY BEEN DONE, AS FAR AS I AM CONCERNED, IT WAS DISASTROUS TO ME IN TWO WAYS. MY PLANNING WAS BLOCKED IN THE FIRST INSTANCE, FOR A SMALL DWELLING TO ACCOMODATE MY REQUIREMENTS AS A DISABLED PERSON. BECAUSE YOU THOUGHT IT WOULD ACT AS A LEVER, TO FELL THE TREES IN QUESTION. EVEN WORSE THE BLAME WAS DIRECTED TO MY NEIGHBOURS, WHICH CAUSED BAD RELATIONS. ALL ROUND.

LEAVING THIS IN THE BACKGROUND HOWEVER, I HAVE NO DOUBT THAT YOU HAVE THE INTERESTS OF TREES IN MIND, THIS BEING THE THE CASE I WOULD LIKE TO DRAW YOUR ATTENTION TO THE NORTH WEST SIDE OF NASH ROAD, WHICH HAS BEEN A MONUMENTAL DISGRACE, FOR YEARS. WHOEVER OWN THESE WOODS, SHOULD BE OBLIGED TO COPPICE THEM, EVEN IF UPTO A DEPTH OF SAY 15 METRES AND PROTECTED BY A SUBSTANCIAL FENCE.

I WOULD LIKE YOUR COMMENTS ON THIS IF POSSIBLE.

THANK YOU?

JAN DEBNAH  
NEW FOREST DISTRICT COUNCIL.  
LEGAL AND DEMOCRATATIC SERVICES

YOUR REF NO JMD/HMM/TPO 33/08

((2;C))

**Environmental Design**

Manager: Neil Williamson

My ref: 2009 01 21 TPO33/08 Snook ad.

Your ref:

21.01.2009

Mr E Snook  
Namor  
17 Nash Road  
Dibden Purlieu  
Southampton  
SO45 4RS

Dear Mr Snook

**RE: PURLIEU FARM WOODS**

Further to your letter of the 8<sup>th</sup> January 2009, the purpose of a Tree Preservation Order is not to forbid tree works from been undertaken, rather to allow the Council a level of control over how trees are managed and to ensure any applied works are reasonable and in the trees and areas long term best interests.

While your planning application may have been refused in the past, it is my understanding that trees were not the reason. According to our records, refusal was due to the overall size of the plot and the relationship with neighbouring properties.

I have ascertained that Hythe and Dibden Town Council manage Purlieu Farm Woods referred to in your letter. I have made them aware of your comments; however in the meantime I have been out the woods and can confirm that while the trees have not been managed pro-actively for sometime the trees pose no threat the road users at this time.

Yours Sincerely

Andrew Douglas  
Senior Arboricultural Officer

Tel: (023) 8028 5205  
Fax: (023) 8028 5223  
Email: [andrew.douglas@nfdc.gov.uk](mailto:andrew.douglas@nfdc.gov.uk)

# **APPENDIX 4**



**3 Roman Way Dibden Purlieu Southampton SO45 4RP**

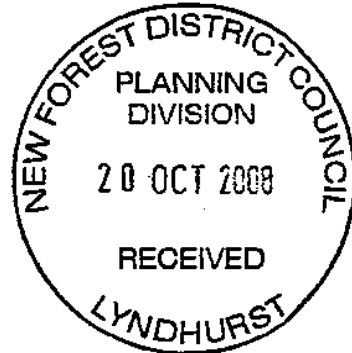
**16 October 2008**

**Mr A Douglas**

**Tree Team**

**Appletree Court**

**Lyndhurst SO43 7PA**



**Your ref: GOR/JES/33/08**

**Dear Sir**

**I am in receipt of the Formal Notice (above reference) referring to the Tree Preservation Order 33/08 following the Revocation of the Preservation Order 14/08.**

**I am in full support of the Order as it is very necessary to protect all the trees in this area of Dibden Purlieu. Having lived in this residence for the past twenty-five years, and having seen a considerable number of trees removed, I feel the landscape is being slowly eroded and it is necessary to control this activity.**

**Whilst appreciating that this order places a maintenance burden on the residents involved it is nevertheless very important for the wellbeing of all that this responsibility is acknowledged, and that they are regarded as caretakers of this particular environment for the future.**

**The main objection to the previous order, raised at a meeting which I attended, seemed to be the burden of this responsibility.**

**I believe it is essential to enforce and maintain this Order.**

**Yours faithfully**

**Peter Bedwell**