



SHEPHERDS SPRING SCHOOL
EXISTING AMENITY VEGETATION SURVEY
REPORT
OCTOBER 2007

Prepared by: RPS

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Appendices

Appendices

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Executive Summary

- An Existing Amenity Vegetation Survey was undertaken by RPS on the 12th of October 2007.
- The Survey covered the trees at Shepherds Spring School, Andover, Hampshire.
- The trees that run alongside the eastern boundary of the site (G5) and project westwards to separate the playing fields from the school buildings (G4) are subject to a 'Woodland' classification Tree Preservation Order No. 0968. Tree T26 (Cedar) is also covered by the TPO. Accordingly, the local authority must be consulted and permission sought for any works that may affect the trees. The tree group consists mainly of semi-mature Ash and Cherry with smaller numbers of Beech and Whitebeam with an outer edge of native shrubs.
- Many of the trees were likely to have been planted as part of or shortly after the school development and now provide an effective screen to the surrounding housing. Larger belts of trees and shrubs define the play areas, playing fields and school facilities. Smaller groups of trees have been planted within the grounds to form outdoor play areas / teaching facilities.
- Across the site the tree groups mostly consist of native varieties and are often defined by a single dominant species such as Hazel which has established into a coppice.
- A number of significant trees, chiefly the evergreen Western Red Cedar and Atlas Cedar at the side of the main school building provide scale and year round interest.
- Many of the tree groups were densely planted with limited subsequent management. This has resulted in overcrowding which has lead to some trees showing signs of etiolation. However, in general the overall structure has established to provide an effective screen and there are a number of trees with long term value.
- All retained trees within close proximity of any proposed improvements will require protection in accordance with an arboricultural method statement and tree protection plan to *BS5837: 2005 Section 7*. The tree protection plan would define the root protection area (RPA) for each tree.

1 Introduction

- 1.1 This Existing Amenity Vegetation Survey Report is a qualitative survey of the existing trees at Shepherds Spring School, Hampshire. The purpose of the survey is to assess the landscape and visual amenity value of the existing vegetation in the light of any potential redevelopment of the site. The survey is not a full arboricultural survey.
- 1.2 The survey and subsequent report was commissioned by Hampshire County Council and undertaken by RPS.
- 1.3 The site survey was carried out by RPS on 12 October 2007.
- 1.4 The location of the trees was identified by a topographic survey provided by Hampshire County Council from April 2007, drawing number C1063.
- 1.5 The Existing Amenity Vegetation Survey was carried out in order to identify plant species, age and size. The survey also involved a qualitative assessment of the general apparent condition and amenity value of each individual tree or, where more appropriate, of a group of trees. The approximate location of trees not identified on the topographical survey was also recorded.
- 1.6 The Survey was carried out in general accordance with the requirements set out in *BS5837: 2005 Trees in relation to construction – Recommendations*.
- 1.7 The survey information was recorded on the attached schedules (Appendix 1) and RPS drawings 1628/001 – 002 inclusive (Appendix 2). Key trees and character groups are recorded in the photographs (Appendix 3).

2 Site Location

- 2.1 Shepherds Spring School includes both the Junior and Infants, the latter located on the eastern side of the site. The school is situated to the north of Andover on Smannel Road, off Newbury Road.
- 2.2 The area surveyed forms part of the existing school grounds and is bounded to the west by Newbury Road and to the south by Smannel Road. On the northern and eastern boundaries the school grounds are bordered by the residential properties of the Hadrian Road, Caesar Road and Tiberius Road.
- 2.3 The site is immediately bounded to the north by a public footpath, the Augustus Walk, that accesses a footbridge over the Newbury Road. A public footpath also runs the length of the eastern boundary.

3 Survey Methodology

- 3.1 The Existing Amenity Tree Survey involved a visual inspection from the ground of individual specimens and groups of trees for their amenity value. The survey did not constitute a full arboricultural survey involving the detailed inspection of trees in relation to their structural condition, decay and other physical defects although where observed, their general condition has been noted.
- 3.2 The locations of individual trees are as indicated on the topographical survey. The approximate locations of other trees identified during the survey have also been recorded and should be confirmed by topographical survey.
- 3.3 The survey information was recorded on the attached schedules (Appendix 1) in general accordance with the guidance contained within *Section 4 of BS 5837: 2005 Trees in relation to construction - Recommendations*. These should be read in conjunction with RPS drawing 1628/001 – 002 inclusive (Appendix 2) and photographs (Appendix 3)
- 3.4 The information recorded includes the following:

No.	Reference number of individual specimens or groups of trees/shrubs that is also recorded on the tree survey plan.
Species	Common name used where possible to aid identification on site.
Age	Expressed as Y (Young), MA (Middle Aged), M (Mature), OM (Over-mature) and V (Veteran)
Height	Estimated height of canopy to nearest metre.
Trunk diameter at 1.5m	Width of trunk at 1.5m above ground level in metres unless otherwise indicated.
Clear Trunk	Estimated height of clear stem/crown clearance above ground level in metres.
Crown Spread	Estimated width (notional) of canopy to nearest metre.
Comments	Other relevant information not covered by the above including any obvious physical defects (See paragraph 3.1 above).
Works required	Preliminary recommendations for arboricultural work, further investigation or potential for wildlife habitats (not exhaustive).
Remaining years	Estimated remaining contribution in years expressed as less than 10, 10-20, 20-40, more than 40.

General Condition	Apparent condition expressed as good, fair, poor or dead (Based upon a brief visual inspection from the ground only).
Amenity Value	Category grading expressed as A (Trees/Vegetation of high quality and value), B (Vegetation of moderate quality and value), C (Trees/Vegetation of low quality and value), R (Trees/Vegetation recommended for removal or with a remaining contribution of less than 10 years)

3.5 It is recommended that a full **arboricultural survey** be undertaken in order to assess the safety and need for removal of any trees indicated in either of the General Condition poor or dead categories or the Amenity Value C or R categories.

4 Appraisal

Generally

- 4.1 The trees that run alongside the eastern boundary of the site (G5) and project westwards to separate the playing fields from the school buildings (G4) are subject to a 'Woodland' classification Tree Preservation Order No. 0968. Tree T26 (Cedar) is also covered by the TPO. Accordingly, the local authority must be consulted and permission sought for any works that may affect the trees. The tree groups consist mainly of semi-mature Ash and Cherry with smaller numbers of Beech and Whitebeam with an outer edge of native shrubs. Whilst individually the trees are of limited value collectively they are considered to offer a high amenity value. Both groups would benefit from a management strategy to ensure their long term viability.
- 4.2 Many of the trees, chiefly around the hard standing playgrounds on the west side of the site appear to have been established as part of the original development infrastructure and now lack general structure. Accordingly, it is considered that their retention should not overtly determine any development opportunities.
- 4.3 The tree groups around the perimeter of the site have established well and now contribute to the local setting with a high level of amenity value providing an effective screen to the surrounding housing. The boundary planting along the south of the site may also contribute as a buffer to the background noise of the traffic from the busy Newbury Road. Collectively they provide structure to the site and should be considered in any future site planning.
- 4.4 Generally, the tree groups mostly consist of native varieties and are often defined by a single dominant understorey/edge species such as Hazel which has formed a coppice structure.
- 4.5 A small number of significant individual trees provide scale and year round interest, chiefly the evergreen Western Red Cedar and a single Atlas Cedar (T26 which is covered by the TPO) at the side of the main school building. These have the potential to establish into very large specimen trees, requiring due consideration in any future site planning.
- 4.6 An apparent lack of management has resulted in restricted growing conditions and signs of etiolation. However, taken as a whole the overall structure has established to provide a very effective screen containing a number of trees with long term value.
- 4.7 Given the relatively young age of the collective tree structure, provision should be made during site planning for the eventual size, both height and spread, of existing young and middle-aged trees at maturity.

- 4.8 Consideration should be given during planning to the potential impact on and conflict with both tree roots and canopy.
- 4.9 The impact of trees on future activities should also be considered with regard to obstruction, shading, leaf fall and root action.
- 4.10 It is recommended that an arboricultural assessment and management strategy be undertaken in order to assess the safety and need for removal and arboricultural work of any trees indicated.

Site Planning Considerations

- 4.11 All retained trees within close proximity of any proposed development will require protection as prescribed by an arboricultural method statement and tree protection plan prepared in accordance with *BS5837: 2005, Section 7*. The tree protection plan will define the root protection area (RPA) for each tree.
- 4.12 No activities that result in excavations, changes in level or soil compaction should take place within the RPA of any retained trees, especially older mature trees. This would include the storage of materials, any construction work, trafficking by vehicles or even excessive trafficking by pedestrians.
- 4.13 The RPA roughly equates to the spread of a tree canopy. This area or an area equivalent to a radius 12 times the stem diameter of the tree at 1.5m above ground level, whichever is the greater, should be designated as the RPA. This should become a total exclusion zone during construction works and for any development. It should be fenced-off and protected in accordance with *BS5837: 2005*. The canopy of the tree is likewise susceptible to damage during construction work and requires similar protection.
- 4.14 If some form of paved construction has to take place within the RPA then certain measures need to be adopted to avoid disturbance or damage to the roots and to maintain moisture infiltration and gaseous diffusion. These measures could include:
- Avoiding changes to the ground level
 - Carefully reducing levels by hand to avoid damage to the bark of larger roots which should be further protected from drying out whilst exposed
 - The use of a suitable no-fines granular material which does not interfere with air exchange to the roots for replacement fill or as a sub-base
 - The use of a load suspension layer such as a three dimensional honeycomb system to minimise compaction

- The use of proprietary load bearing tree soils which still allow oxygen and water to access the root system
- The use of edge restraint systems which can be pegged or spiked into position without the need of deep foundations
- The use of porous paving materials to allow air and moisture to penetrate to the rooting area.

4.15 Services likewise should be routed outside the existing or potential root zone of trees. Where it is unavoidable, then hand excavation should be employed to avoid damage to the larger roots and the services slid through or below the root system. Ducting should be used to carry cables. Trenchless techniques such as thrust boring could also be considered

4.16 The location and siting of new facilities near trees should consider the potential impact on and conflict with both tree roots and canopy. This should take into account the ultimate size of existing young and middle-aged trees at maturity. Conversely the impact of the tree on the activities should also be considered with regard to obstruction, shading, leaf fall and root action. These are problems that can be managed provided sufficient space is allowed for.

Appendices

Existing Amenity Tree Survey Schedules

Tree Ref No.	Species	Height (m)	Stem Dia. @ 1.5m (m)	Crown Spread (m)	Height of crown clearance (m)	Age class Y, MA, M, OM or V	Comments / Preliminary Management Recommendations	Estimated remaining contribution (years)	Apparent General Condition	Amenity Value
1	Western Red Cedar	7	0.35	N 1.5 E 1.5 S 1.5 W 1.5	-	MA	Low crowned – vigorous, good symmetrical form.	+15	Good to Fair	B
2	Western Red Cedar	11	1	N 3 E 4 S 1 W 4	2	MA	Exposed roots, multi-limbed on edge of hard standing – cracks radiate up to 6m from bole.	+15	Good to Fair	B
3	Western Red Cedar	11	0.65	N 1.8 E 4 S 1.8 W 4	2	M	Exposed root at base.	+15	Good to Fair	B
4	Western Red Cedar	10	0.3	N 2 E 3,5 S 2,5 W 3,5	2	MA	In slightly raised area at entrance – suppressed by T4.	+15	Fair	C
5	Oak	7	0.22	N 2,5 E 3 S 2,5 W 3	-	Y	Growing in the centre of 3m high cornus shrubbery, fair form.	+20	Fair	C
6	Purple Norway Maple	5	0.12	N 1.5 E 1.5 S 1.5 W 1.5	2	Y	In decline, severe mower damage at base – die back.	+5	Poor	C
7	Hornbeam	4.5	0.1	N 2 E 2 S 2 W 2	5	Y	Characteristically tear-drop formed – fine fluting at base.	+15	Fair	B
8	Maple	4	0.09	N 1 E 1 S 1 W 1	1.75	Y	Poor form, in decline.	+15	Poor	C
9	Ash	9	0.5	N 4 E 4 S 3 W 3	2	MA	In corner of field, ivy into crown, trifurcated at 1m.	+15	Fair	B

This survey is based on BS5837:2005 Trees in Relation to Construction and a brief visual inspection from the ground. It is not intended as an arboricultural inspection.

Amenity Value:

Category A = Trees/vegetation of high amenity value

Category C = Trees/vegetation of low amenity value

Category B = Trees/vegetation of moderate amenity value

Category R = Trees/vegetation of limited amenity value

Apparent General Condition:

GOOD = Trees in good condition able to make a substantial contribution (40 + years)

FAIR = Trees in moderate condition able to make a significant contribution (20 + years)

POOR = Trees in poor condition with a limited contribution (<10 years) plus trees <150mm stem dia.

REMOVE = Trees dead / dying / diseased / structurally unsound

Tree Ref No.	Species	Height (m)	Stem Dia. @ 1.5m (m)	Crown Spread (m)	Height of crown clearance (m)	Age class Y, MA, M, OM or V	Comments / Preliminary Management Recommendations	Estimated remaining contribution (years)	Apparent General Condition	Amenity Value
10	Norway Maple	8	0.3	N 4 E 3.5 S 3.5 W 3.5	-	MA	Tree tag 0799. Raised roots. Sports of damage/disease where sap has escaped and blackened. Leader, a little off-kilter has "righted" itself.	+15	Fair	C
11	Field Maple	12	0.25	N 3 E 3 S 3 W 3	-	M	Weak union at 0.7m. Lower deadwood. Poor. Leaning.	+7	Poor	C
12	Whitebeam	12	0.25	N 3 E 3 S 3 W 3	-	MA	Leaning, topped at 0.6m and multistemmed. Poor.	+7	Poor	C
13	Field Maple	12	0.25	N 3 E 3 S 3 W 3	-	MA	Tree tag 0804. Leaning, poor.	+7	Poor	C
14	Cherry	13	0.5	N 3 E 3 S 3 W 3	-	MA	Topped at 0.7m, poor union, included growth.	+7	Poor	C
15	Field Maple	12	0.25	N 3 E 3 S 3 W 3	-	MA	Tree tag 0806.	+7	Poor	C
16	Field Maple	12	0.25	N 3 E 3 S 3 W 3	-	MA	Tree tag 0807. Fused main stem at 0.5m.	+7	Poor	C
17	Field Maple	12	0.3	N 3 E 3 S 3 W 3	-	MA	Tree tag 0808. Included, bifurcated at 0.8m.	+7	Poor	C
18	Field Maple	12	0.25	N 3 E 3 S 3 W 3	2	MA	Tree tag 0809. Included stem with weak union at 0.5m.	+7	Poor	C
19	Field Maple	12	0.2	N 3 E 3 S 3 W 3	2	MA	Tree tag 0801.	+7	Poor	C

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SITE: Shepherds Spring School
 AMENITY VEGETATION SURVEY TO BE READ WITH DRAWING NO:
 JSL1628_001_002

DATE: 12.10.07

SURVEYOR: CC/DK
 (ALL DIMENSIONS IN METRES)

SHEET: 3 OF: 5

Tree Ref No.	Species	Height (m)	Stem Dia. @ 1.5m (m)	Crown Spread (m)	Height of crown clearance (m)	Age class Y, MA, M, OM or V	Comments / Preliminary Management Recommendations	Estimated remaining contribution (years)	Apparent General Condition	Amenity Value
20	Alder	10	0.28	N 3 E 4 S 4 W 4	-	MA	Where sap has run there is a small area of blackened mould. Generally vigorous in side of raised area.	+15	Poor	C
21	Malus	4	0.2	N 3.5 E 3 S 3.5 W 4.5	3	MA	Over large tree, stubbs from pruning are blackened. Otherwise strong; good show of trunk.	+15	Fair	C
22	Malus	3	0.08	N 2.5 E 3 S 2.5 W 3	3	Y	Damage at 1m over enlarged graft. Leaning.	+15	Fair	R
23	Cherry	8	0.25	N 3 E 2.5 S 3 W 3	3	MA	Severe damage on bole, large occluded scar is oozing. Exposed roots, in decline.	+5	Fair	R
24	Willow	11	0.45	N 4 E 4 S 4 W 4	2	MA	Multi-stem, strong and well vegetated.	+20	Fair	B
25	Norway Maple	11	0.35	N 5 E 4 S 4 W 5	2.5	MA	Minor deadwood and roots are raised. Otherwise a strong dominating specimen.	+25	Good to Fair	B
26	Cedar (glaucus)	12	0.55	N 5 E 5 S 5 W 4	-	Y/MA	Ivy on bole, could conceal defects.	+20	Good to Fair	B
27	Hornbeam	7	0.18	N 2 E 2 S 2 W 2	-	Y	Good form.	+20	Fair	B
28	Prunus	3.5	0.08	N 1.5 E 2 S 2 W 2	-	M	Poor, leaning.	-10	Poor	C

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SITE: Shepherds Spring School
 AMENITY VEGETATION SURVEY TO BE READ WITH DRAWING NO:
 JSL1628_001_002

DATE: 12.10.07

SURVEYOR: CC/DK
 (ALL DIMENSIONS IN METRES)

SHEET: 4 OF: 5

Tree Ref No.	Species	Height (m)	Stem Dia. @ 1.5m (m)	Crown Spread (m)	Height of crown clearance (m)	Age class Y, MA, M, OM or V	Comments / Preliminary Management Recommendations	Estimated remaining contribution (years)	Apparent General Condition	Amenity Value
G1	Lime, Oak, Whitebeam, Guelder Rose	9	-	-	-	MA	Mixed broad leaf, periphery group within suppressed, etiolated specimen within at 2m centres.	+15	Fair	C
G2	Whitebeam	4.5	0.75	N 1.5 E 1.5 S 1.5 W 1.5	3	Y	Small group within fenced area, leaning slightly.	+15	Fair	C
G3	Ash, Whitebeam, Hawthorn, Cornus	10	Ave. 0.35	-	-	Y/MA	Dense group (1.2m centres), mainly ash providing a strong screen alongside public path to rear.	+15	Good to Fair	B
G4	Field Maple, Ash, Pine, Hazel, Whitebeam, Guelder Rose, Birch	Up to 13	-	-	-	MA	Group consists large ash and cherry fronted by hazel and small natives. Tree and coppice stools are generally centred at 4m with an understorey of ivy. Path runs through the group to the playing field side – whitebeam and beech front the planting.	+15	Poor	C
G5	Cherry, Whitebeam, Hazel, Field Maple	12	-	-	-	Y/MA	Large cherry tree and field maple (stem diameter 130) fronted by hazel and whitebeam.	+15	Fair	B
G6	Cherry, Whitebeam, Hazel, Lime	10	-	-	-	MA	Dense group – trees within show signs of etiolation.	+15	Fair	B
G7	Hazel coppice, Guelder Rose	6	-	-	-	MA	Coppiced group – much lower stem/trunk damage.	+10	Poor	C
G8	Hazel	6	-	-	-	MA	Coppice.	+15	Fair	C
G9	Ash, Field Maple	7	Ave. 0.1	-	2	Y/MA	Grown at 2m centres in raised area forming a partial screen.	+15	Fair	C

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Apparent General Condition:

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SITE: Shepherds Spring School
AMENITY VEGETATION SURVEY TO BE READ WITH DRAWING NO:
JSL1628_001_002

DATE: 12.10.07

SURVEYOR: CC/DK
(ALL DIMENSIONS IN METRES)

SHEET: 5 OF: 5

Tree Ref No.	Species	Height (m)	Stem Dia. @ 1.5m (m)	Crown Spread (m)	Height of crown clearance (m)	Age class Y, MA, M, OM or V	Comments / Preliminary Management Recommendations	Estimated remaining contribution (years)	Apparent General Condition	Amenity Value
G10	Blackthorn, Hawthorn, Cornus	5	-	-	-	Y/MA	Dense shrub group.	+10	Fair	C
G11	Cherry	13	0.3-0.45	-	3	MA	Group around school ? area. Exposed roots, drawn.	+10	Fair	C
G12	Whitebeam, Lime	11	Ave. 0.15	-	-	MA	Planted at 1.5-2m centres, etiolated group offers partial screen.	+10	Fair	C
G13	Whitebeam, Lime	11	Ave. 0.10	-	-	MA	Growing in bramble with self seeded acers, etiolated.	+10	Fair	C
G14	Hazel, Ash, Cherry, Prunus	8	-	-	-	MA	Hazel coppice with large cherrys, good screen.	+20	Fair	B
G15	Hornbeam, Lime	9	-	-	-	MA	At 3m centres, trees are wider spaced here than in F14.	+20	Fair	B
G16	Hazel	7	-	-	-	MA	Hazel coppice boundary group.	+20	Fair	C
G17	Norway Maple	7	-	-	-	MA	Vigorous, poor.	+20	Fair	C
G18	Hazel, Guelder Rose, Pyracantha	4.5	-	-	-	MA	Dense shrubbery – mainly native.	+10	Fair	C
G19	Field Maple	3.5	-	-	-	MA	Hedge.	+10	Fair	C

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Apparent General Condition:

GOOD = Trees in good condition able to make a substantial contribution (40 + years)

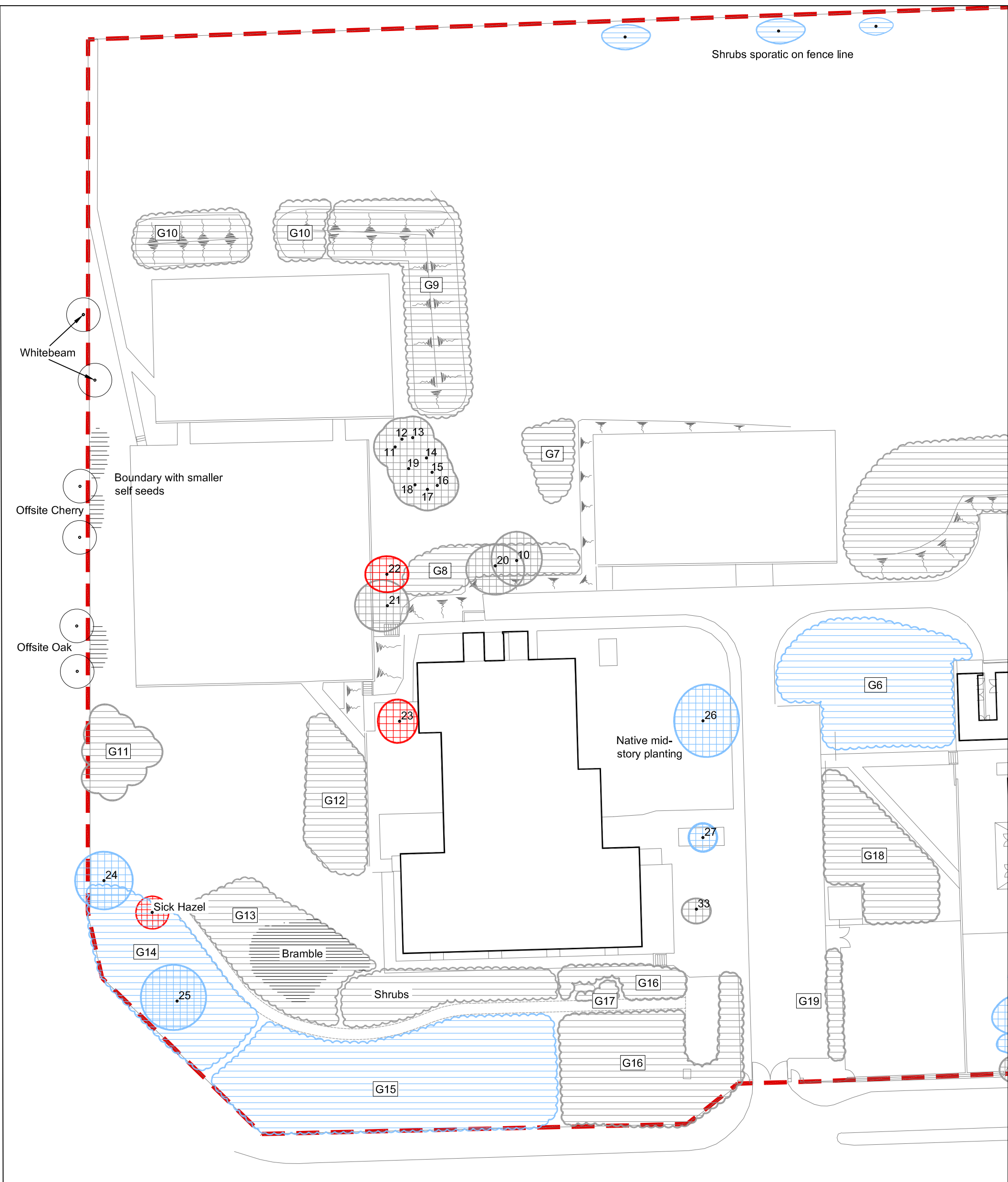
POOR = Trees in poor condition with a limited contribution (<10 years) plus trees <150mm stem dia.

FAIR = Trees in moderate condition able to make a significant contribution (20 + years)

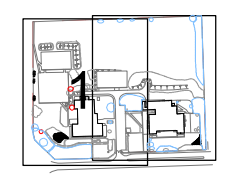
REMOVE = Trees dead / dieing / diseased / structurally unsound

Appendix 2

Existing Amenity Tree Survey Drawings (RPS 1628/001 and 002)



- Legend**
- Site boundary
 - Category A (Trees/ vegetation of high quality and value)
 - Category B (Trees/ vegetation of moderate quality and value)
 - Category C (Trees/ vegetation of low quality and value)
 - Category R (Trees/ vegetation to removal)



Rev:	Date:	Amendment:	Name:	Checked:
Status: Preliminary				
Drawing Based Upon: SHEPHERDS SPRINGS SCHOOLS ANDOVER.dwg				
Notes: Contractors are not to scale from this drawing. All dimensions to be checked on site and any discrepancies, ambiguities and/or omissions between this drawing and information given elsewhere must be reported to this office. If in doubt, ask.				

- Notes:**
- Survey undertaken in accordance with BS5837:2005 Trees in relation to construction- Recommendations.
 - Existing Vegetation Survey formed upon scanned base of Hampshire County Council Site Survey, all tree locations and dimensions should be confirmed on site.

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T 023 80810440 F 023 80810449 E rpsso@rpsgroup.com W www.rpsgroup.com

Client: Hampshire County Council

Project: Shepherds Springs Schools, Andover

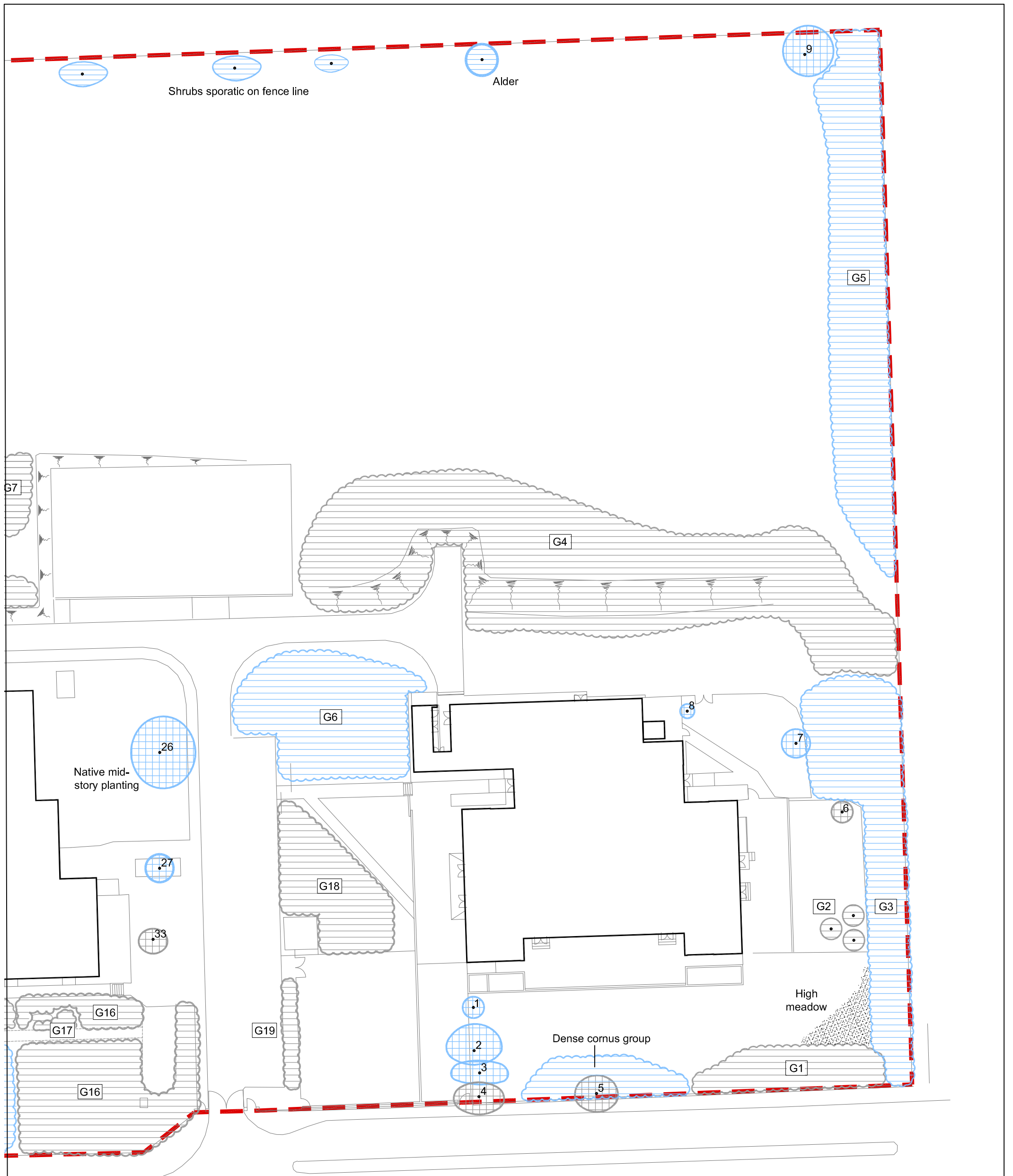
Title: Amenity Vegetation Survey
Sheet 1 of 2

Date: Oct'07 Scale: 1:200 Original Paper Size: A3






Drawn: DK Checked: CT Job Ref: JSL1628

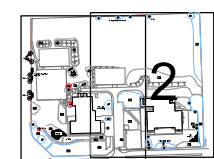
Figure Number: 001 Rev: -

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Legend

-  Site boundary
-  Category A (Trees/ vegetation of high quality and value)
-  Category B (Trees/ vegetation of moderate quality and value)
-  Category C (Trees/ vegetation of low quality and value)
-  Category R (Trees/ vegetation to removal)



Rev:	Date:	Amendment:	Name:	Checked:
Status: Preliminary				
Drawing Based Upon: SHEPHERDS SPRINGS SCHOOLS ANDOVER.dwg				
Notes: Contractors are not to scale from this drawing. All dimensions to be checked on site and any discrepancies, ambiguities and/or omissions between this drawing and information given elsewhere must be reported to this office. If in doubt, ask.				

Notes:

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2. Existing Vegetation Survey formed upon scanned base of Hampshire County Council Site Survey, all tree locations and dimensions should be confirmed on site.



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Client: Hampshire County Council		
Project: Shepherds Springs Schools, Andover		
Title: Amenity Vegetation Survey Sheet 2 of 2		
Date: Oct'07	Scale: 1:200	Original Paper Size: A3
Drawn: DK	Checked: CT	Job Ref: JSL1628
Figure Number: 002	Rev: -	

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Appendix 3

Site Photographs



Tree Nr. 1-4, on the edge of the play area.



Group 2 Whitebeam with group 2 to the rear.



View looking east towards Group 3 along east boundary. Vegetation provides an effective screen to the adjacent public footpath.



Group 4 looking in a north – easterly direction.



Group 4 – looking south from the playing fields.



View looking east towards Group 5 along the eastern boundary.



View looking south over the playing fields towards Group 7 and the school.



View from the pedestrian footbridge looking south east over the playing fields.



Small tree group (T11-T18) defines seating area / teaching resource.



Group12 (Whitebeam) looking west.



Sparse vegetation along the northern boundary allows direct views between of housing.



T26 – specimen Cedar adjacent to the school building provides scale and impact.

Tree Preservation Order

TOWN AND COUNTRY PLANNING ACT 1990
THE BOROUGH COUNCIL OF TEST VALLEY
TREE PRESERVATION ORDER TVBC.0968
SHEPHERDS SPRING COUNTY INFANTS AND
JUNIOR SCHOOLS, SMANNELL ROAD, ANDOVER

The Borough Council of Test Valley in exercise of the powers conferred on them by Sections 198, 201 and 203 of the Town and Country Planning Act 1990 hereby make the following Order-

Citation

1. This Order may be cited as The Borough Council of Test Valley Tree Preservation Order TVBC.TPO.0968, Shepherds Spring County Infants and Junior Schools, Smannell Road, Andover

Interpretation

2. In this Order "the authority" means The Borough Council of Test Valley and unless the context otherwise requires, any reference in this Order to a numbered section is a reference to the section so numbered in the Town and Country Planning Act 1990.

Application of Section 201

3. The authority hereby direct that section 201 (provisional tree preservation orders) shall apply to this Order and, accordingly, this Order shall take effect provisionally on 2nd October 2007

Prohibited acts in relation to trees

4. Without prejudice to subsections (6) and (7) of section 198 (power to make tree preservation orders and subject to article 5, no person shall -
 - (a) cut down, top, lop, uproot, wilfully damage or wilfully destroy; or
 - (b) cause or permit the cutting down, topping, lopping, uprooting, wilful damage or wilful destruction of,

any tree specified in Schedule 1 to this Order or comprised in a group of trees or in a woodland so specified, except with the consent of the authority and, where such consent is given subject to conditions, in accordance with those conditions.

Exemptions

5. (1) Nothing in article 4 shall prevent -
 - (a) the cutting down, topping, lopping or uprooting of a tree by or at the request of a statutory undertaker, where the land on which the tree is situated is operational land of the statutory undertaker and the work is necessary -

- (i) in the interests of the safe operation of the undertaking;
 - (ii) in connection with the inspection, repair or renewal of any sewers, mains, pipes, cables or other apparatus of the statutory undertaker; or
 - (iii) to enable the statutory undertaker to carry out development permitted by or under the Town and Country Planning (General Permitted Development) Order 1995;
- (b) the cutting down, topping, lopping or uprooting of a tree cultivated for the production of fruit in the course of a business or trade where such work is in the interests of that business or trade;
- (c) the pruning, in accordance with good horticultural practice, of any tree cultivated for the production of fruit;
- (d) the cutting down, topping, lopping or uprooting of a tree where that work is required to enable a person to implement a planning permission (other than an outline planning permission or, without prejudice to paragraph (a)(iii), a permission granted by or under the Town and Country Planning (General Permitted Development) Order 1995) granted on an application under Part III of the Act, or deemed to have been granted (whether for the purposes of that Part or otherwise).
- (e) the cutting down, topping, lopping or uprooting of a tree by or at the request of the Environment Agency to enable the Agency to carry out development permitted by or under the Town and Country Planning (General Permitted Development) Order 1995;
- (f) the cutting down, topping, lopping or uprooting of a tree by or at the request of a drainage body where that tree interferes, or is likely to interfere, with the exercise of any of the functions of that body in relation to the maintenance, improvement or construction of watercourses or of drainage works, and for this purpose "drainage body" and "drainage" have the same meanings as in the Land Drainage Act 1991; or
- (g) without prejudice to section 198(6)(b), the felling or lopping of a tree or the cutting back of its roots by or at the request of, or in accordance with a notice served by, a licence holder under paragraph 9 of Schedule 4 to the Electricity Act 1989.
- (2) In paragraph (1), "statutory undertaker" means any of the following -
- a person authorised by any enactment to carry on any railway, light railway, tramway, road transport, water transport, canal, inland navigation, dock, harbour, pier or lighthouse undertaking, or any undertaking for the supply of hydraulic power,

a relevant airport operator (within the meaning of Part V of the Airports Act 1986)

the holder of a licence under section 6 of the Electricity Act 1989,

a public gas transporter,

the holder of a licence under section 7 of the Telecommunications Act 1984 to whom the telecommunications code (within the meaning of that Act) is applied,

a water or sewerage undertaker,

the Civil Aviation Authority or a body acting on behalf of that Authority,

the Post Office

Applications for consent under the Order

6. An application for consent to the cutting down, topping, lopping or uprooting of any tree in respect of which this Order is for the time being in force shall be made in writing to the authority and shall -
- (a) identify the tree or trees to which it relates (if necessary, by reference to a plan);
 - (b) specify the work for which consent is sought; and
 - (c) contain a statement of the applicant's reasons for making the application.

Application of provisions of The Town and Country Planning Act 1990

7. (1) The provisions of the Town and Country Planning Act 1990 relating to registers, applications, permissions and appeals mentioned in column (1) of Part I of Schedule 2 to this Order shall have effect, in relation to consents under this Order and applications for such consent, subject to the adaptations and modifications mentioned in column (2).
- (2) The provisions referred to in paragraph (1), as so adapted and modified, are set out in Part II of that Schedule

Directions as to replanting

8. (1) where consent is granted under this Order for the felling in the course of forestry operations of any part of a woodland area, the authority may give to the owner of the land on which that part is situated ("the relevant land") a direction in writing specifying the manner in which and the time within which he shall replant the relevant land.
- (2) Where a direction is given under paragraph (1) and trees on the relevant land are felled (pursuant to the consent), the owner of that land shall replant it in accordance with the direction.

- (3) A direction under paragraph (1) may include requirements as to -
- (a) species;
 - (b) number of trees per hectare;
 - (c) the preparation of the relevant land prior to the replanting; and
 - (d) the erection of fencing necessary for the protection of the newly planted trees.

Compensation

9. (1) If, on a claim under this article, a person establishes that loss or damage has been caused or incurred in consequence of -
- (a) the refusal of any consent required under this Order; or
 - (b) the grant of any such consent subject to conditions,
- he shall, subject to paragraphs (3) and (4), be entitled to compensation from the authority.
- (2) No claim, other than a claim made under paragraph (3), may be made under this article -
- (a) if more than 12 months have elapsed since the date of the authority's decision or, where such a decision is the subject of an appeal to the Secretary of State, the date of the final determination of the appeal; or
 - (b) if the amount in respect of which the claim would otherwise have been made is less than £500.00.
- (3) Where the authority refuse consent under this Order for the felling in the course of forestry operations of any part of a woodland area, they shall not be required to pay compensation to any person other than the owner of the land; and such compensation shall be limited to an amount equal to any depreciation in the value of the trees which is attributable to deterioration in the quality of the timber in consequence of the refusal.
- (4) In any other case, no compensation shall be payable to a person -
- (a) for loss of development value or other diminution in the value of the land;
 - (b) for loss or damage which, having regard to the statement of reasons submitted in accordance with article 6(c) and any documents or other evidence submitted in support of any such statement, was not reasonably foreseeable when consent was refused or was granted subject to conditions;

- (c) for loss or damage reasonably foreseeable by that person and attributable to his failure to take reasonable steps to avert the loss or damage or to mitigate its extent; or
 - (d) for costs incurred in appealing to the Secretary of State against the refusal of any consent required under this Order or the grant of any consent subject to conditions.
- (5) Subsections (3) to (5) of section 11 (terms of compensation on refusal of licence) of the Forestry Act 1967 shall apply to the assessment of compensation under paragraph (3) as it applies to the assessment of compensation where a felling licence is refused under section 10 (application for felling licence and decision of Commissioners thereon) of that Act as if for any reference to a felling licence there were substituted a reference to a consent required under this Order and for the reference to the Commissioners there were substituted a reference to the authority.
- (6) In this article -
- “development value” means an increase in value attributable to the prospect of development; and, in relation to any land, the development of it shall include the clearing of it; and

“owner” has the meaning given to it by section 34 of the Forestry Act 1967.

Dated this 2nd day of October 2007

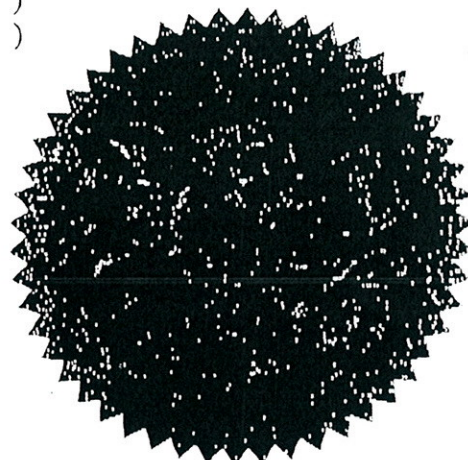
THE COMMON SEAL OF THE BOROUGH COUNCIL)
OF TEST VALLEY was hereunto affixed in the presence of:)

P. Maitland

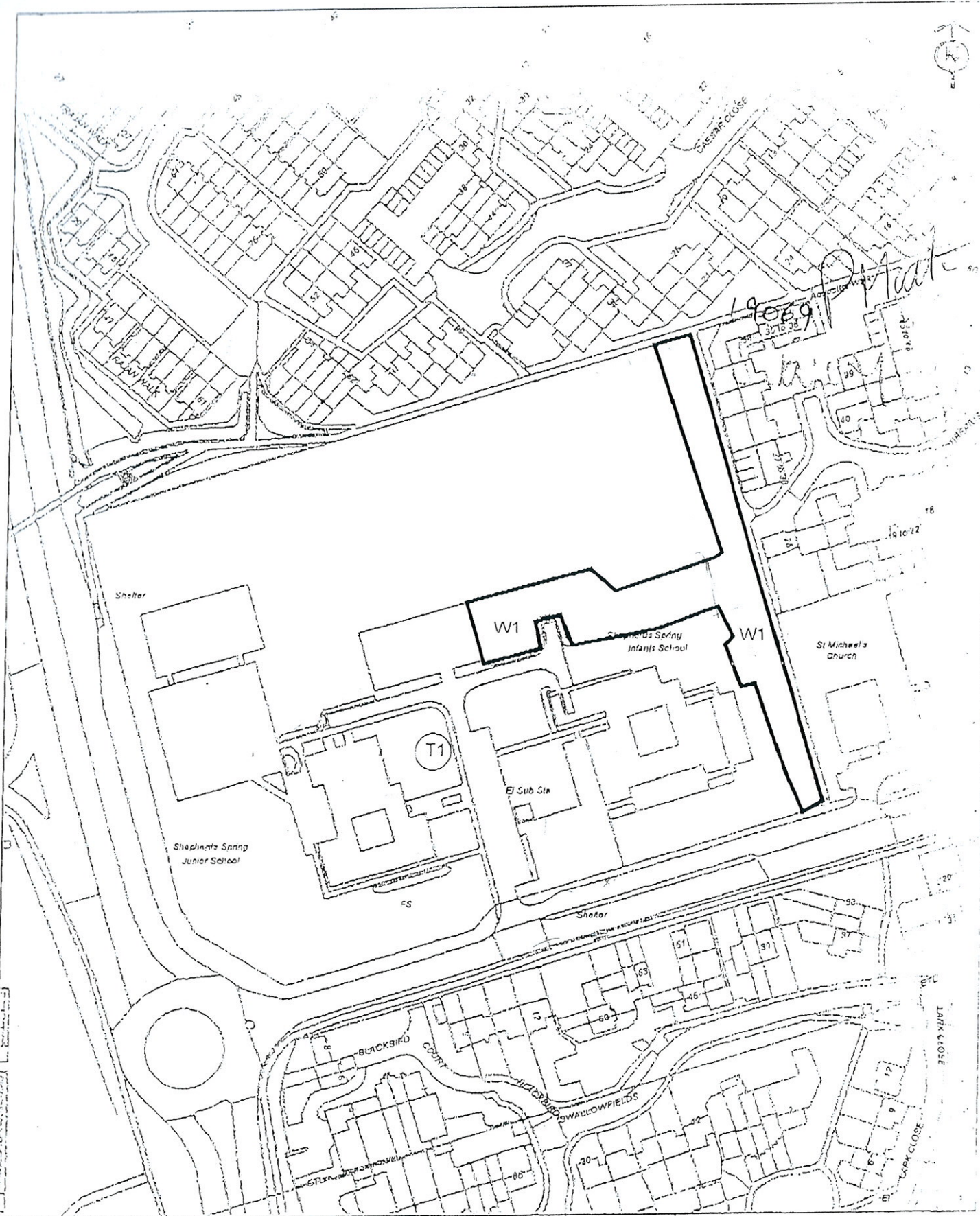
Member

S. Tacey

Authorised Officer Signatory



19069



T1
Tree

A1
Area

G1
Group

W1
Woodland

TOWN AND COUNTRY PLANNING ACT 1990

Section 198-201

TREE PRESERVATION ORDER TVBC 0968

Location: Shepherds Spring Infant & Junior School

OS Grid: 366471

SCALE: 1,1500



HEAD OF PLANNING SERVICES
COUNCIL OFFICES: DUTTONS ROAD
ROMSEY HAMPSHIRE SP5 8XG
Tel 01794 527852 Fax 01794 527874

DATE September 2007 DRAWING No. 1

SCHEDULE 1
SPECIFICATION OF TREES

TREES SPECIFIED INDIVIDUALLY
(Encircled in black on the Map)

Reference on Map	Description	Situation
T1	Cedar	Tree standing east of Shepherds Spring Junior School as shown on plan

TREES SPECIFIED BY REFERENCE TO AN AREA
(Within a dotted black line on the Map)

Reference on Map	Description	Situation
N/A		

GROUPS OF TREES
(Within a broken line on Map)

Reference on Map	Description	Situation
N/A		

WOODLANDS
(Within a continuous black line on the Map)

Reference on Map	Description	Situation
W1	All trees of whatever species	Woodland standing to the east of Shepherds Spring Infants School as shown on plan