



# **TREE MANAGEMENT POLICY**

**Adopted:** June 2023

**Review:** June 2026

## **GENERAL POLICY**

This policy defines Datchworth Parish Council's approach to tree management on its land. It is intended to be a point of reference for the Public, Councillors and Officers to ensure a consistent and structured approach to the management of the Parish Council's trees. This policy sets out a proactive and systematic method of management that will both conserve and enhance our tree population and the amenity value of our land. For sites of special character, or that have trees of particular significance, this general policy will be supplemented with the site's particular management needs.

## **TREE PROTECTION**

Due care will be taken by the Parish Council to ensure that damage to trees by mowing and strimming by appointed Contractors is prevented. Longer grass margins around trees may be left. Protection will be provided for newly planted or young trees where appropriate, e.g. timber-sided planting boxes and strimmer guards.

## **TREE SURVEYS**

The Parish Council has a duty of care for its trees and will survey trees in all areas by a recognised arboriculturist at least every three years. Tree surveys will be conducted by person(s) qualified to do so and in-line with Level 4 diploma or equivalent in arboriculture and LANTRA professional tree inspector qualification (PTI). Priority will be given to high-risk areas which include such areas as:- adjacent to the public highway, major footpaths and other areas of high use such as the Parish Council's play areas.

The Parish Council will also consider requests to conduct tree work on the Council's land from members of the public. If the request concerns a potentially dangerous tree, the tree will be inspected as soon as possible, ideally the same day or next day and a plan of action put into place. If the request is of a non-urgent nature, an inspection will be undertaken within 30 days. In all cases, the member of the public will be informed of this inspection and of any action to be taken resulting from the inspection.

The Council recognises the importance of mature and ancient trees and will balance safety with a duty to protect the environment. Higher levels of risk will be acceptable in areas of lower footfall (e.g. the middle of a woodland site) as opposed to highly

visited areas (e.g. play areas). This will allow the Parish Council to keep veteran trees to encourage biodiversity without creating undue risk.

### **TREE FELLING**

The Parish Council will avoid felling trees unless it is necessary. This will usually be for health and safety purposes or to prevent the spread of serious tree diseases and pests. However, the Parish Council reserve the right to fell trees to prevent overcrowding, to improve habitats or restore landscapes in line with site management or where a tree is inappropriate to its location and has a significantly detrimental impact on the appearance or amenity of a site.

### **WOODY DEBRIS**

Subject to a safety assessment and if appropriate to the specific site, large woody debris will be left in situ for the creation of wildlife habitats. Where possible, the trunks will be left standing, or lying on the ground in habitat piles. Tree stumps will also be left in situ where it is safe to do so as they provide a valuable wildlife habitat whilst they rot down.

### **HEDGES**

Hedges are an attractive feature on our sites and provide an important habitat for a wide range of species, offering food, shelter, protection from predators, wintering and nesting sites, and act as transit corridors. It is recognised that trimming hedges too severely can have a detrimental impact on their wildlife value. Where there is no negative impact on health and safety (e.g. visibility for motorists), the Parish Council aims to have taller, bushier hedges. However, the Parish Council will ensure that hedge growth does not impair the safety of highway users nor impede their access. Unless for urgent health and safety reasons, hedge cutting will not be conducted during nesting season.

In England and Wales, the 1997 Hedgerows Regulations made it against the law to remove or destroy certain hedgerows without permission from the local planning authority. The Wildlife and Countryside Act 1981 prohibits damage to the nest of any wild bird, while that nest is in use or being built, which effectively makes the removal or trimming of a hedgerow an offence in the nesting season.

## MAINTENANCE

Tree work will be prioritised and carried out according to the identified hazard and risk.

The following categories will be used to categorise our tree works:

- **Emergency:** Dangerous trees requiring immediate attention  
Timescale for works: Same day or next day wherever possible
- **Category One:** Essential works  
Target timescale for works: Within 18 months of identification
- **Category Two:** Desirable works, e.g. to improve tree health, loosening/removing tree ties as the trees grow  
Target timescale for works: Within 24 months of identification
- **Category Three:** Non-essential works, e.g. thinning out, formative pruning  
Target timescale for works: Within 36 months of identification

**Tree Maintenance** will be conducted by a Competent Person or by Contractors subject to the nature of the work. All tree works will be conducted to comply with BS 3998: 2010 Tree Works - Recommendations.

**Tree pruning** will be carried out when deemed necessary following an assessment. Pruning will be carried out:

- for health and safety reasons e.g. to remove some of the lower branches of a tree located near a road to enable traffic to pass safely
- where it benefits the health of the tree e.g. pollarding will be conducted regularly on certain species where it extends the lifespan of the tree and prevents splitting
- where it is in-line with site-specific management plans

There may be times when the tree maintenance the Parish Council conducts, does not meet the expectations of members of the public requesting works. In this situation, members of the public are advised to follow our **Complaints Policy and Procedure**.

When the Parish Council will not undertake tree pruning or removal maintenance:

- in response to natural occurrences that do not pose a health and safety risk, such as falling nuts, bird droppings, falling leaves, or sap exudation
- where trees have a negative impact on television reception, where the canopy is blocking lighting, with the exception of street lighting
- where the tree is blocking views from a residence
- during the nesting season unless the work is for urgent health and safety reasons. It is an offence to intentionally damage or destroy the nest of any wild bird while it is in use or being built; therefore tree works will avoid this if a tree contains roosting bats (it is a criminal offence to recklessly or intentionally disturb bats, or to damage or destroy a roost). If work is required for health and safety reasons and the health and safety issue does not pose an immediate threat, the advice of English Nature will be sought.
- trees overhanging an adjacent property unless it poses a health and safety risk
- removal of dead branches (conduct crown cleaning) from trees located in relatively quiet locations due to their ecological value. However, if the dead or diseased branches pose a health and safety risk or are felt to be impacting upon the tree's health, crown cleaning will be conducted

### **TREE PRESERVATION ORDERS – East Herts District Council responsibility**

A Tree Preservation Order (TPO) is a form of planning control that protects trees that make an important contribution to their local surroundings.

It is illegal to cut down, prune, or damage a tree protected by a TPO without East Herts District

Council's consent. The unauthorised lopping or felling of a tree is a serious criminal offence and can result in a large fine and a criminal record.

Use [www.eastherts.gov.uk](http://www.eastherts.gov.uk) to look up tree preservation orders <https://www.eastherts.gov.uk/article/35680/Trees>; alternatively contact East Herts District Council on 01279 655261.

Consent is needed to work on a protected tree, if you wish to undertake felling or crown reduction, please discuss your proposals with East Herts District Council before submitting the application. It can take up to eight weeks for a decision to be made on a protected tree.

Further details are available from East Herts District Council.

This policy will be reviewed every year or earlier if so required by legislation or additional material.

Date of policy: June 2023

Approving committee: Full Council

Date of committee meeting: 27<sup>th</sup> June 2023

Supersedes: May 2022

Effective from: 27<sup>th</sup> June 2023

Date for next review: June 2026