

APPENDIX 1

Name	Summary of Comments	Officers Response
Mrs H. Mackenzie	Object to the inclusion of the section identified in APPENDIX 2 .	Mrs Mackenzie's objection is noted. However, it is recommended that the Committee confirm the TPO, without modification, as detailed in Para 4.7 of the report.
	Concern about the spread of Ash Dieback Disease and the impact that this could have on the Ash tree to the east, which has already dropped a branch.	Comments are noted. The matter can be addressed through a tree works application without the need for removing the area from the TPO.
	A number of 'commercial conifers' bound garden ground and access road and cause concern for property and safety. Notes a number of trees have fallen in recent storms.	No tree survey has been provided to evidence that the trees are structurally unsound and therefore more prone to failing/falling. It is acknowledged that recent storms have had an impact on trees in the region, although the Council did not receive formal notification and evidence of any storm damage in this area, as is required by the terms of the TPO.
	The trees shade an area of ground that has been earmarked for a community garden.	The use of other ground within area is not a material consideration in this matter.
	Suggests a site visit to express concerns with other interested parties to reach a resolution.	In March 2022, officers advised the Trust (landowner) that concerns regarding the specific trees could be dealt with through a tree works application, however no application was submitted. It is recommended that the concerns of Mrs Mackenzie and the Trust can be addressed through discussion and subsequent tree works application, without removing the area and compromising the objective of the TPO.
King George V Memorial Playing Field Rothiemay Trust	Object to the TPO covering the whole of the perimeter and wish to remove section identified in APPENDIX 2 . All comments relate to this specific area.	The Trust's objection is noted. However, it is recommended that the Committee confirm the TPO, without modification, as detailed in Para 4.7 of the report.

		It is noted that the trees concerned were covered by the original TPO. In March 2022, officers advised the Trust that any concerns regarding the specific trees could be dealt with through a tree works application, however no application was submitted.
	A number of species exist within the area of TPO that do not merit protection.	The TPO does not distinguish between species and recognises the role that all the boundary trees, regardless of species, plays in providing the character and shielding function that the TPO was served for.
	Trees within selected area are of commercial variety and not in keeping with the broadleaf and native trees elsewhere.	There are a variety of tree species within those protected by the TPO. The terms of the TPO does not distinguish between species but protects those that provide the character and shielding function that the TPO was served for.
	Trees have outgrown the site and pose a danger to the pavilion and neighbouring properties.	No tree survey has been provided to evidence that the trees are structurally unsound and therefore more prone to failing/falling. Responsibility for the management of trees rests with the owner of the land upon which they stand. It is noted that no tree works applications have been submitted in recent years to undertake any form of tree works.
	Several trees have been affected by Storms Arwen and Otto and 3 trees fell.	It is acknowledged that recent storms have had an impact on trees in the region, although the Council did not receive formal notification and evidence of any storm damage in this area, as is required by the terms of the TPO.
	Trees are a constant danger to properties and cause fear and distress to neighbours.	No tree survey has been provided to evidence that the trees are structurally unsound and therefore more prone to failing/falling.
	Area is now exposed following removal of nearby plantation, thereby exposing them to	No tree survey has been provided to evidence that the trees are structurally unsound

	additional wind pressures and making them more likely to fall.	and therefore more prone to failing/falling.
	There are a group of native and broadleaf trees that exist alongside the conifers which will continue to provide a screen.	Comment is noted. Given these fall within the area of concern identified by the Trust, if the Council were to remove this area from the TPO, these trees would also have their protection removed.
	The ground between the trees and the pavilion has been earmarked for a community garden and the trees cause excessive shade.	The use of other ground within wider ownership is not a material consideration in this matter.
	Do not believe wider areas of the TPO are within Trust's ownership but do not object to these areas being covered by the TPO.	There are a number of landowners within the area covered by the TPO. Legal Services carried out land register searches and all landowners were appropriately notified of the TPO.

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