

BS 5837:2012

Method Statement

5th July 2024

Report No. LTM1130.MS.01

Project: Land south of Coniston Avenue

Authored by: Matthew Lally



METHOD STATEMENT

PROJECT

Land south of Coniston Avenue

Darton

S75

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DOCUMENT ISSUE RECORD

Date of Inspection	Surveyor	Report Version	Issue Date	Author
13.06.2024	Matthew Lally. FdSc MArborA	01	05/07/2024	Matthew Lally. FdSc MArborA

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1. INTRODUCTION

1.1. Author Information & Report Purpose

- 1.1.1. My Name is Matthew Lally (FdSc) and I have created this Method statement to outline the required steps which must be implemented to successfully retain the trees we wish to retain without adversely affecting their safe useful life expectancy. The steps in this Method Statement must be followed and if there is any misunderstanding or difficulty with these steps then I must be contacted immediately to clarify any issues.
- 1.1.2. Failure to adhere to the recommendations outlined in this document could result in tree decline or tree death which will mean a breach of planning consent. The trees outlined for retention in this document are protected by planning law and any tree loss and damage could result in prosecution.

2. GENERAL INFORMATION

2.1. Understanding Tree Roots and Damaging Factors

- 2.1.1. It is important to understand that the majority of the root system is within the top 600mm of the soil extending radially for distances in excess of the Root Protection Area (the Root protection Area is simply the minimal amount of untouched root system deemed to be required for this tree to be successfully retained). Beyond the main structural roots (close to the base of the trunk), the root system rapidly sub-divides into smaller diameter roots: off this main system, a mass of fine roots develops which are incredibly important for the tree to be able to take up water and essential nutrients.
- 2.1.2. These very fine roots are easily damaged by a number of factors such as: -
- a) Compaction of the ground, which reduces the space between soil particles. This is particularly important on clay soils. A single passage by heavy equipment on clay soils or storage of heavy materials can cause significant damage.
 - b) Changing soil levels, even for a few weeks.
 - c) Covering the root area with impervious surfaces.
 - d) A rise in the level of the water table. Roots can tolerate submersion for short periods. But a permanent rise will deplete the soil of oxygen.

- e) Stripping the topsoil, such works must be avoided until protective fencing has been erected.
- f) Pollution, such as cement washings & oils.
- g) Excavations in the root protection area. Even shallow excavations can cause damage and therefore must be avoided unless otherwise stated in this document.

3. METHOD STATEMENT

3.1. Sequence of Events

3.1.1. I have compiled the sequence of events below that must be undertaken in the order stated. Each step listed below is then expanded upon in section 3.2 onwards to ensure the requirements for each step are understood. This sequence should be read in conjunction with the Tree Removal Plan & the Tree Protection Plans in appendix I.

- 1) Pre-commencement site meeting (See 3.2)
- 2) Tree removal (See 3.3)
- 3) Site briefing for personnel (See 3.4)
- 4) Installation of protective fencing & ground protection (See 3.5 & 3.6)
- 5) Implementation of development (See 3.7, 3.8, 3.9, 3.10)
- 6) Completion of development works
- 7) Removal of protective fencing and ground protection
- 8) Completion signed off

3.2. Pre-commencement Site Meeting

3.2.1. Prior to commencement of any site works or tree works, a meeting onsite must take place including the site manager and an arboricultural consultant. This meeting will allow further discussion of the programme of works, tree protective measures, locations of areas for storage/site organisation and the agreement of any changes to the Method Statement that may be required which will be formally updated and approved as required.

3.3. Tree Works

3.3.1. Once the pre-commencement site meeting has taken place then the following tree works must be undertaken by a qualified and insured tree surgery company.

Table 1. Table of tree works

Tree No.	Species	Proposed Works to Facilitate Development	Reason for Works
T1#	Willow	Remove	To facilitate the construction of the road.
T2	Cherry	No Action	-
T3	Cherry	No Action	-
H4	Hawthorn with occasional Cherry sapling	No Action	-
T5	Laburnum	Remove	To facilitate installation of services
H6	Privet	Remove	To facilitate the construction of the new property and retaining wall
T7	Birch	Remove	To facilitate the construction of the new property and retaining wall
H8	Hawthorn	No Action	-
T9	Birch	No Action	-
H10	Hawthorn	No Action	-
T11#	Hawthorn	No Action	-
T12	Hawthorn	Remove	To facilitate the construction of the new retaining wall
T13	Stone Pine	No Action	-
G14#	Cypress x 4	No Action	-
H15	Cypress	No Action	-
G16#	Cypress x 3	No Action	-
T17#	Horse Chestnut	No Action	-
H18	Hawthorn with occasional Hazel, Berberis and Bramble	Remove 1 x section as outlined in the Tree Removal Plan	To facilitate the construction of the new retaining wall.

Tree No.	Species	Proposed Works to Facilitate Development	Reason for Works
	permeating in places.		
T19	Oak	No Action	-
T20#	Wild Cherry	No Action	-
T21	Oak	Remove	To facilitate the construction of the new retaining wall and due to the change in levels.
H22	Hawthorn. Snowberry. Hazel. Berberis.	No Action	-
H23	Holly. Hawthorn.	No Action	-
T24	Sycamore	Remove	Remove to facilitate the installation of services
H25	Hawthorn. Willow. Elderly. Cypress	No Action	-
T26	Oak	No Action	-
H27	Hawthorn. Holly	No Action	-
H28	Hawthorn. Hazel. Cotoneaster. Wild Cherry	No Action	-
G29#	Ash x 3. Wild Cherry x 1	No Action	-
T30	Oak	No Action	-
H31	Hawthorn with occasional Elderberry, Rambling Rose and Honeysuckle	No Action	-
H32	Hawthorn with occasional Elderberry, Rambling Rose and Honeysuckle	No Action	-
H33	Hawthorn with occasional Elderberry, Rambling	Remove 1 x section	To allow for the installation of utilities, access for sewers and installation of new fences.

Tree No.	Species	Proposed Works to Facilitate Development	Reason for Works
	Rose and Honeysuckle		
T34	<i>Ash</i>	Yes	-
T35	<i>Birch</i>	Yes	-
H36	<i>Hawthorn with occasional Elderberry, Rambling Rose and Honeysuckle</i>	Yes	-

All tree works must be undertaken in line with BS3998:2010. Tree Work. Recommendations.

3.4. Site Briefing

- 3.4.1. Once the trees works have been completed to the recommended specifications and standards outlined in section 3.3, the site manager must ensure that all personnel who are to be working on this site are made fully aware of the constraints posed by the retained trees and that there are measures in place to protect these trees. I recommend making sure that all personnel have full access to the Arboricultural Method Statement and Tree Protection Plan (TPP), keeping a hard copy of this in the site office would also be advisable for reference.

3.5. Protective Fencing

- 3.5.1. Now that the site briefing has been completed, the protective fencing should be erected in the positions laid out in the Tree Protection Plan which I have made available in appendix I.
- 3.5.2. The fencing for this site must fully comply with BS 5837:2012 (Trees in Relation to Construction – Recommendations), I have included an image of the compliant fencing available in figure 1.

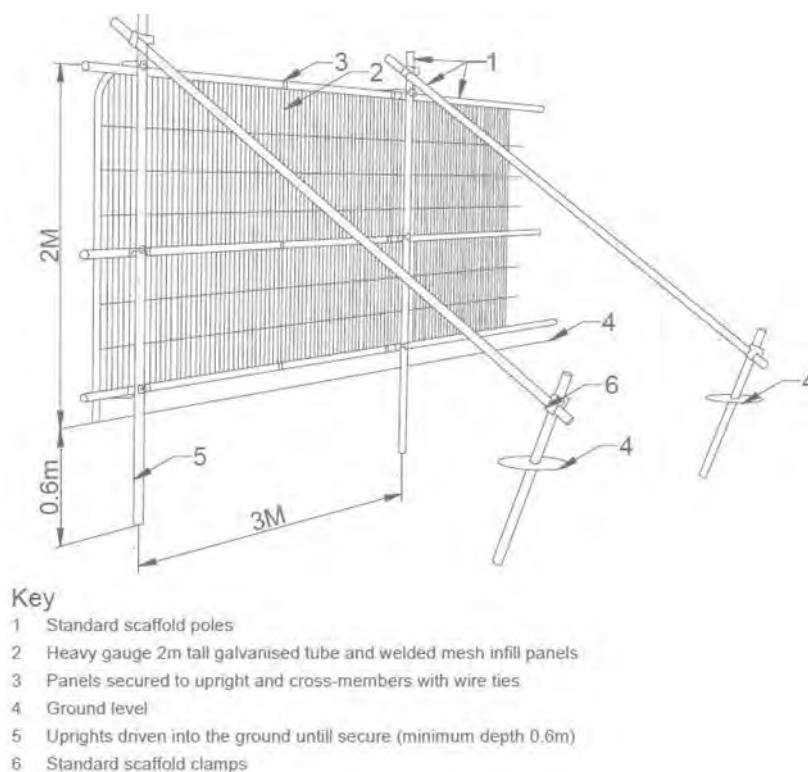


Figure 1. Tree protection fencing (BS5837: 2012)

- 3.5.3. The fencing should be strong and suitable for local conditions. It should also take into account the degree of construction activity on the site.
- 3.5.4. The fencing should be at least 2.3m in height and should be erected with both a vertical and horizontal scaffolding framework capable of withstanding impact, with vertical tubes spaced at a maximum of 3m. This should support weldmesh panels which should be securely fixed with wire or scaffold clamps.

- 3.5.5. Notices must also be erected on the fencing stating, 'Protected Area - No operations within fenced area'. I have made an example of a notice sign available in figure 2.

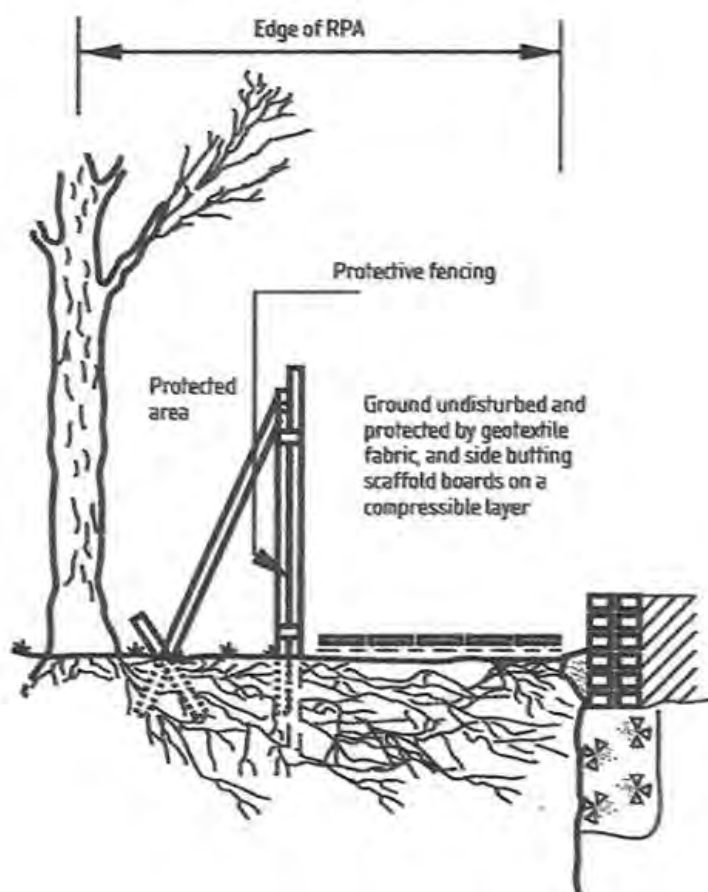


Figure 2. Tree protection notice to be fixed to protective fencing

- 3.5.6. Once the fence has been erected it should never be crossed and particular care should be taken not to store any materials or soil within the protected area.

3.6. Ground Protection (Special Measures)

- 3.6.1. The areas around T13 & T19 will need to be protected by ground protection measures. The dimensions of the ground protection are outlined in appendix I.



*Figure 3. Ground protection with scaffolding boards within the RPA
(taken from BS5837:2005)*

- 3.6.2. For the use of pedestrian-operated plant up to a gross weight of 2 t, interlinked ground protection boards placed on top of a compression-resistant layer (e.g. 150 mm depth of woodchip), laid onto a geotextile membrane can be used as ground protection, I have made available an image from BS5837:2005 showing the above description. Heavier plant will require an engineered design solution based on arboriculturalist advice.
- 3.6.3. In this circumstance I would recommend interlinked plastic boards with a layer of wood chippings of at least 150mm deep. An example of this type of ground protection can be seen in figure 4, courtesy of Ground Guards (<http://www.ground-guards.co.uk/solutions/tree-root-protection/>).



Figure 4. Ground protection interlinked plastic boards with a layer of wood chippings at least 150mm deep.

3.7. Additional Precautions Outside Fenced Areas

- 3.7.1. Oil, bitumen, cement or other material likely to cause damage to the tree will not be stacked or discharged within 10m of the trees stem or within the protective area. Also, materials in general will not be stacked or discharged within the exclusion zone.
- 3.7.2. Concrete mixing and washing will not be carried out within 10m of any retained trees.
- 3.7.3. Fires will not be lit beneath the foliage or in a position where the flames could extend to within 5m of the foliage, branches or trunk. If the fire is large, then this may necessitate a distance of at least 20m.
- 3.7.4. Trees that are to be retained will not be used as anchorage for equipment.
- 3.7.5. Notice boards, telephone cables, or other services will not be attached to any part of the retained tree.
- 3.7.6. Care should be taken when using cranes or other equipment near the canopy of the retained trees. Also, any trees to be felled in proximity to the retained trees should be done so with particular care.

3.8. Supervised Root Pruning and Excavation

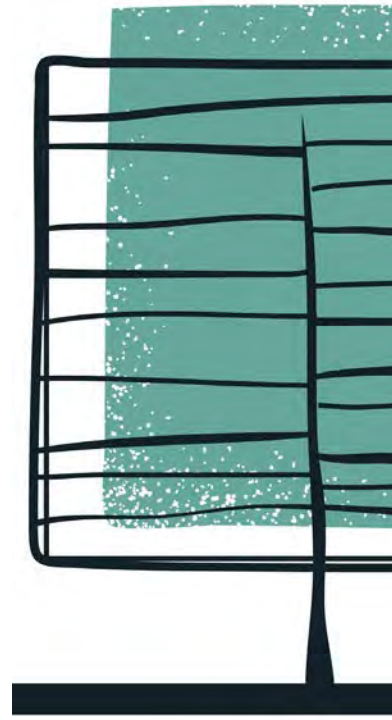
- 3.8.1. As part of the development will encroach into the RPA of T3, T13 & T19, supervised root pruning and excavation will be required to ensure the long-term retention of wellbeing of these trees is not adversely affected. The following points MUST be adhered to:
- Excavation must be carried out using hand tools to avoid direct damage to the bark of the roots. It may be possible in some instances to use specialised equipment such as high air pressure machinery to excavate the soil with minimal disturbance to roots.
 - Exposed roots will be wrapped in moist, clean Hessian to prevent the roots from drying out. In hot or dry weather, the hessian should be kept moist. The hessian must be removed before backfilling.
 - Roots less than 25mm diameter may be pruned back, preferably to a growing point. A sharp cutting tool such as bypass secateurs or a handsaw should be used to leave the smallest wound possible. Roots greater than 25mm in diameter should be retained wherever possible but can be pruned on the say so of an arboricultural consultant.
 - Root pruning should be carried out under the supervision of the Arboricultural Consultant.
 - Backfilling of any excavation must be carried out by hand to avoid direct root damage or compaction, where possible. Builder sand must not be used in the backfill material.

3.9. Installation of Utilities

- 3.9.1. The excavation for the installation of the utilities within the RPA of T2 & T3 will be undertaken in line with NJUG Volume 4. 'Guidelines for the planning, installation and maintenance of utility apparatus in proximity to trees' Excavation using the methodology outlined in NJUG Vol.4 will not affect the safe useful life of the aforementioned trees.
- 3.9.2. A copy of NJUG Vol4 has been made available in appendix III.

3.10. Site Monitoring

- 3.10.1. An auditable system of site monitoring shall be established to guide contractors on site, ensure that tree protection measures are implemented and adhered to, and also to demonstrate to the LPA that any planning conditions have been met.
- 3.10.2. This includes site visits by an arboricultural consultant (as appointed by the developer) to confirm the correct installation of the protective fencing, to oversee sensitive elements of works within the RPA of retained trees and sign off the site when the works are complete before fencing can be removed.
- 3.10.3. A site visit schedule has been made available in appendix II.

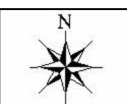


Appendix I

Tree Removal Plan & Tree
Protection Plan

Do not scale this drawing (printed or electronic version).
Contractors must check all dimensions from site.
This drawing is for use on this site only and should be used in conjunction with all relevant consultants drawings.

LEGEND



 Retained Trees

 Removed Trees

 Root Protection Areas

 Position estimated on site



Scale: 1:500 @ A1 Date: 05/07/2024

Job: LTM1130.AIA.01

Address: Land south of Coniston Avenue, Darton, S75

Client: Conroy Brook Group of Companies

Drawing Number: LTM1130.TRP.01

Drawn by: Matthew Lally

TREE REMOVAL PLAN

LEGEND



-  Retained Trees
-  Root Protection Areas
-  Supervised Root Pruning and Excavation
-  Protective Fencing (Metal)
-  Ground Protection
-  Position estimated on site



Scale:	1:500 @ A1	Date:	05/07/2024
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Job: **LTM1130.AIA.01**

Land south of Coniston
Avenue, Darton, S75

Client: **Conroy Brook Group of Companies**

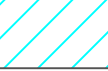
Drawing number:	LTM1130.TPP.01
Drawn by:	Matthew Lally

TREE PROTECTION PLAN

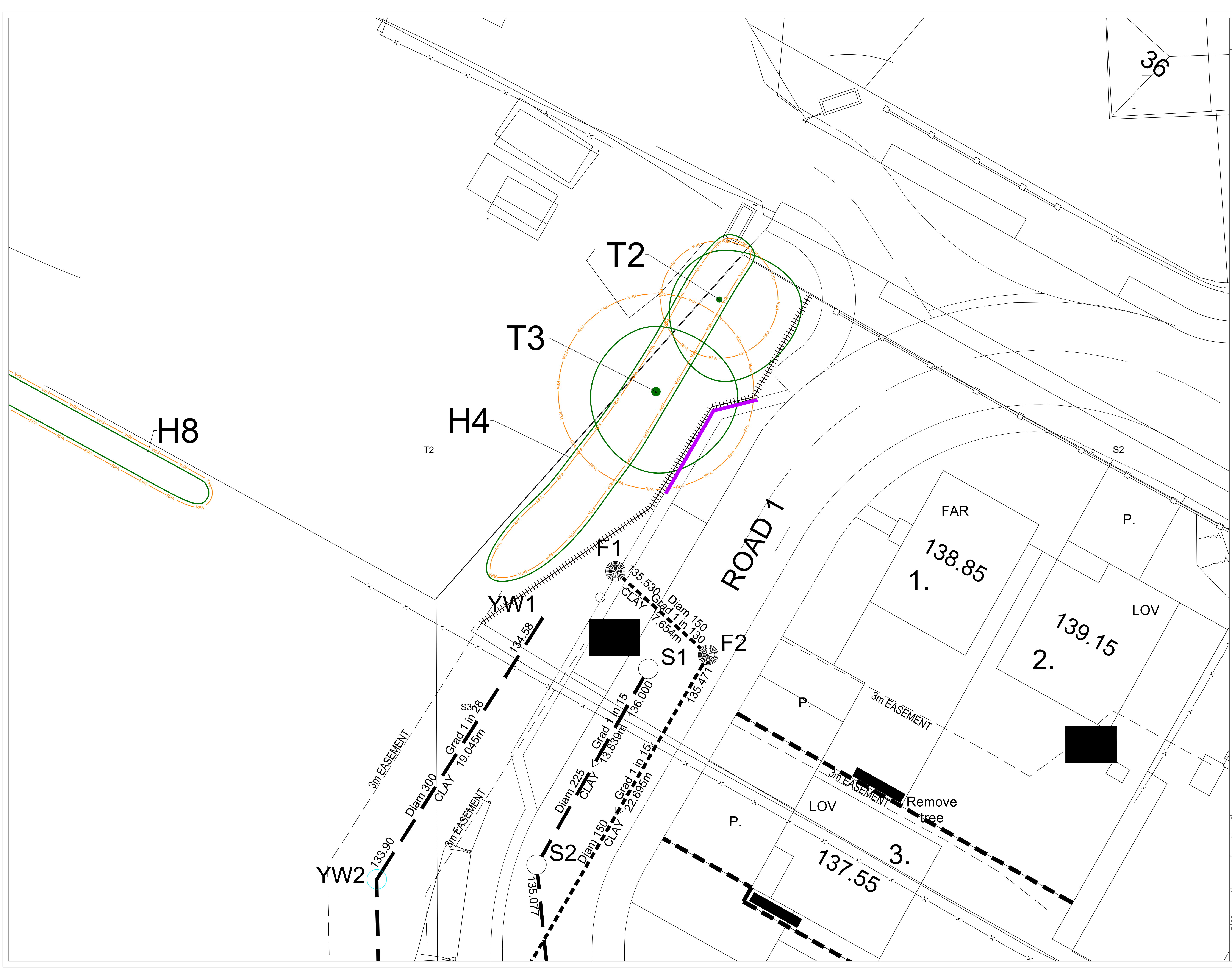
Do not scale this drawing (printed or electronic version).
Contractors must check all dimensions from site.
This drawing is for use on this site only and should be used in conjunction with all relevant consultants drawings.

LEGEND

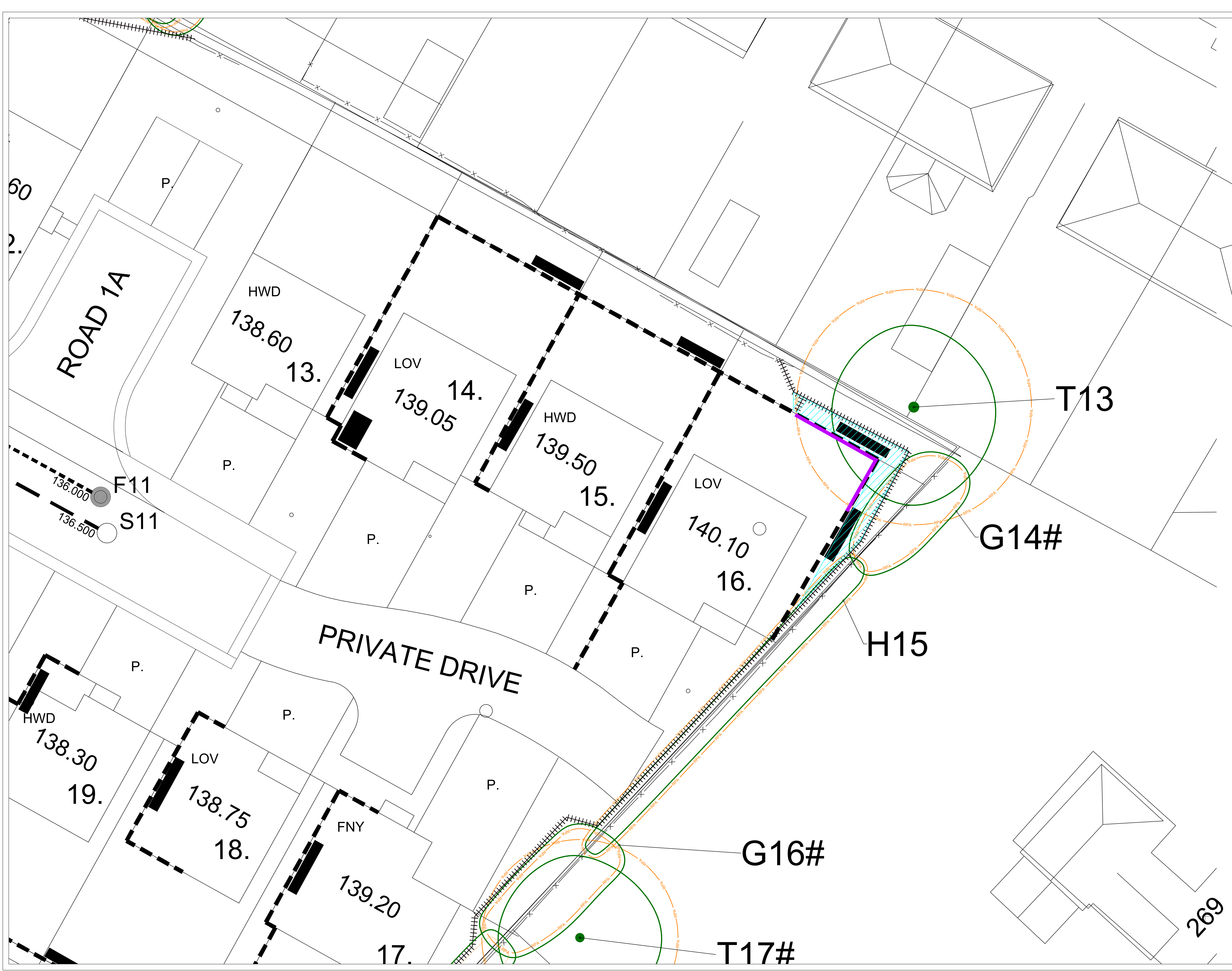


-  Retained Trees
-  Root Protection Areas
-  Supervised Root Pruning and Excavation
-  Protective Fencing (Metal)
-  Ground Protection

Position estimated on site



Scale:	1:100 @ A1	Date:	05/07/2024
Job:	LTM1130.AIA.01		
Address	Land south of Coniston Avenue, Darton, S75		
Client:	Conroy Brook Group of Companies		
Drawing Number:	LTM1130.TPP.01a		
Drawn by:	Matthew Lally		
TREE PROTECTION PLAN a			



Do not scale this drawing (printed or electronic version).
Contractors must check all dimensions from site.
This drawing is for use on this site only and should be used in conjunction with all relevant consultants drawings.

LEGEND

- Retained Trees
- Root Protection Areas
- Supervised Root Pruning and Excavation
- Protective Fencing (Metal)
- Ground Protection
- Position estimated on site

Lally

TREE MANAGEMENT

Scale: 1:100 @ A1 Date: 05/07/2024

Job: LTM1130.AIA.01

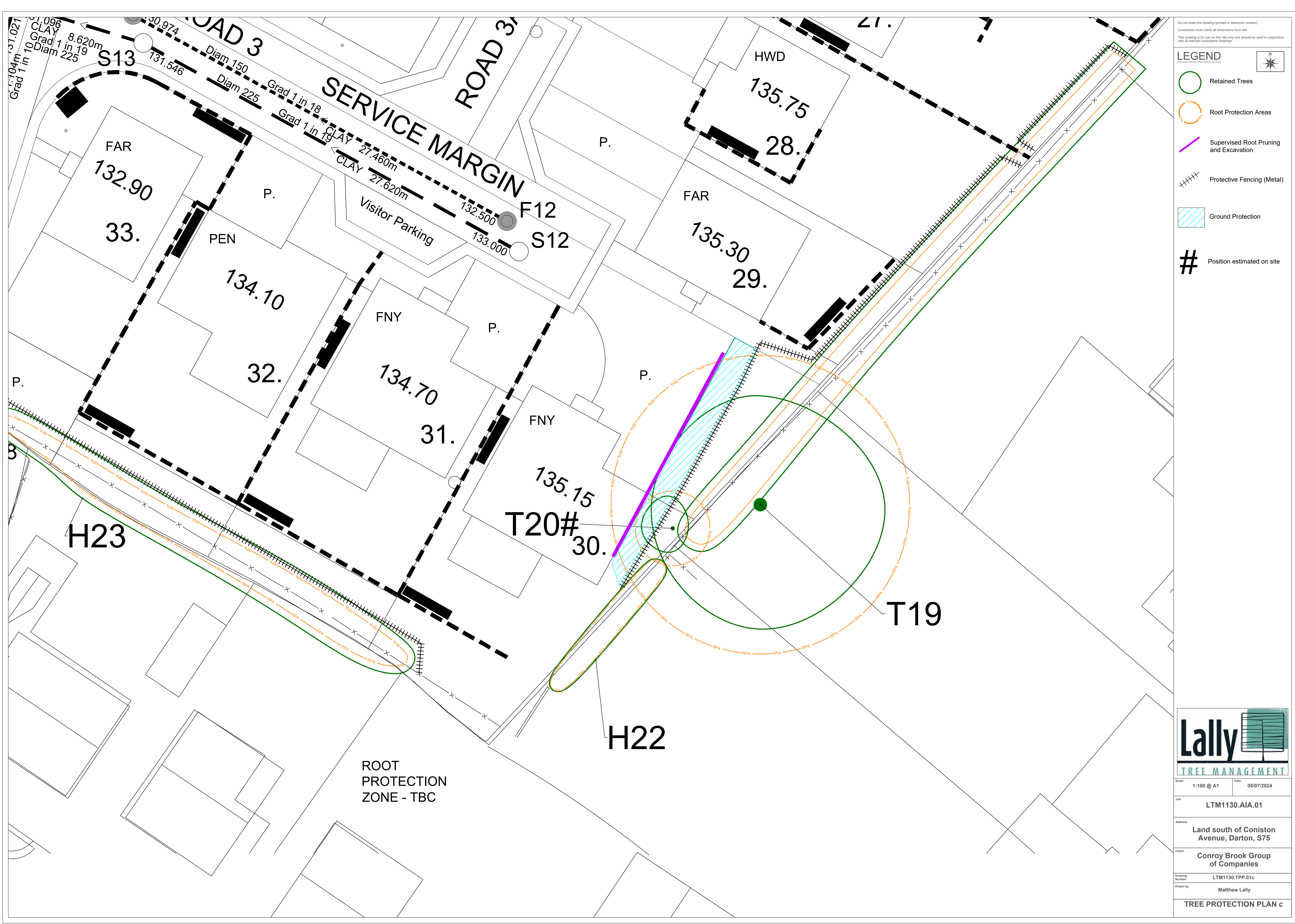
Address: Land south of Coniston Avenue, Darton, S75

Client: Conroy Brook Group of Companies

Drawing Number: LTM1130.TPP.01b

Drawn by: Matthew Lally

TREE PROTECTION PLAN b



Do not scale this drawing (printed or electronic version).
Contractors must check all dimensions from site.
This drawing is for use on this site only and should be used in conjunction with all relevant consultants drawings.

LEGEND

Retained Trees

Root Protection Areas

Supervised Root Pruning and Excavation

Protective Fencing (Metal)

Ground Protection

Position estimated on site

Scale: 1:100 @ A1

Date: 05/07/2024

Job: LTM1130.AIA.01

Address: Land south of Coniston Avenue, Darton, S75

Client: Conroy Brook Group of Companies

Drawing Number: LTM1130.TPP.01c

Drawn by: Matthew Lally

TREE PROTECTION PLAN c



Appendix II

Auditable Site Monitoring

Tree Number	Task	Date Completed	Signed (Project Arboriculturalist)	Signed (Site Manager)
Site	Pre-commencement site meeting			
Site	Tree removal			
Site	Installation of protective fencing & ground protection			
T3, T13 & T19	Supervised excavation & root pruning			
Site	Completion of construction			
Site	Removal of protective fencing and ground protection			
Site	Sign off from Project Arboriculturalist			



Appendix III

NJUG Vol 4

NJUG Guidelines for the Planning, Installation and Maintenance of Utility Apparatus in Proximity to Trees

Volume 4

**NJUG GUIDELINES FOR THE PLANNING, INSTALLATION AND
MAINTENANCE OF UTILITY APPARATUS IN PROXIMITY TO
TREES**

**PLEASE ENSURE THAT YOU READ THE LEGAL NOTICE AND DISCLAIMER
WHICH APPEARS IN APPENDIX B OF THIS PUBLICATION**

Issue 2: 16th November 2007

NJUG has a vision for street works, this vision is simply:

- **Safety is the number one priority**
- **Damage to underground assets is avoided**
- **Utilities work together and in partnership with local authorities to minimise disruption**
- **Utilities deliver consistent high quality**
- **Utilities maximise the use of sustainable methods and materials**
- **Street Works in the U.K. are regarded as world class**

This document forms part of that vision.

**Mark Ostheimer
Director, Safety and Policy**

NJUG Guidelines for the Planning, Installation and Maintenance of Utility Apparatus in Proximity to Trees

The following volumes constitute the NJUG Publications. They are living documents and may be amended from time to time. There is no attempt to describe any specific industry process as each utility has its own specifications and procedures. Not all the publications will necessarily be available at one time as individual volumes will be published when available.

NJUG PUBLICATIONS	
<i>Current</i>	<i>Previous</i>
VOLUME 1	
NJUG Guidelines on the Positioning and Colour Coding of Underground Utilities' Apparatus	NJUG 4 & 7
VOLUME 2	
NJUG Guidelines on the Positioning of Underground Utilities Apparatus for New Development Sites	NJUG 2, 5 & 6
VOLUME 3	
NJUG Guidelines on the Management of Third Party Cable Ducting	New
VOLUME 4	
NJUG Guidelines for the Planning, Installation and Maintenance of Utility Apparatus in Proximity to Trees	NJUG 10
VOLUME 5	
NJUG Guidelines on Environmental Good Practice	New
VOLUME 6	
Legislation & Bibliography	NJUG 1

The following NJUG publications have not been reviewed and have been completely withdrawn:

NJUG 3 – Cable Locating Devices
 NJUG 8 – Performance Guide for the Assessment of Metallic Pipe and Cable Locators
 NJUG 9 – Recommendations for the Exchange of Records of Apparatus between Utilities
 NJUG 11 – Proposed Data Exchange Format for Utility Map Data
 NJUG 12 – NJUG Specification for the Digitisation of Large Scale OS Maps
 NJUG 13 – Quality Control Procedure for Large Scale OS Maps Digitised to OS 1988
 NJUG 15 – NJUG/Ordnance Survey Service Level Agreement (Technical) for Digital Map Products and Services

NJUG Guidelines for the Planning, Installation and Maintenance of Utility Apparatus in Proximity to Trees

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In this document the word ‘apparatus’ is used to describe both the distribution mains and also the lateral apparatus to properties. The words ‘plant’ or ‘services’ are also used to collectively describe this and other equipment.

NJUG Guidelines for the Planning, Installation and Maintenance of Utility Apparatus in Proximity to Trees

This volume supersedes NJUG 10 'Guidelines for the Planning, Installation and Maintenance of Utility Services in Proximity to Trees' and has been drafted by NJUG members and arboriculturists.

Background

The statutory right of undertakers (utilities) to carry out works within the public highway in order to provide and maintain their apparatus dates from the mid - 19th century. There are no statutory obligations governing the position or depth at which apparatus should be laid within the highway. The following guidelines should therefore be adhered to wherever practicable.

The New Roads and Street Works Act 1991, as amended by the Transport Act 2000, the Traffic Management Act 2004, the Transport (Scotland) Act 2005 together with the Street Works (Northern Ireland) Order 1995, sets down the legislative requirements to be adopted during the installation, repair and maintenance of apparatus in roads and streets (**see Volume 6 – 'Legislation and Bibliography'**).

Scope

(i) Trees (including shrubs and hedges) play an essential role in the environment and visual amenity of both rural and urban landscapes. They may take decades to grow, but can be destroyed in minutes. Wherever they are growing, whether in public footpaths, private gardens, rural verges or elsewhere, they require space for the adequate development of their root systems and to allow the branches to develop an attractive and natural shape.

(ii) Modern society expects a multiplicity of apparatus (electricity, gas, water, sewage, telecommunications and cable television) each of which requires an extensive distribution network, both above and below ground. These networks also need space, and they are frequently under tight constraints regarding their alignment.

(iii) The space available for both trees and apparatus is often very restricted, and they are frequently forced to share the available space, both above and below ground. Where they are in close proximity, there is the potential for either the tree or the apparatus to be subject to damage. To successfully co-exist precautions should be taken to minimise the risk of damage to both trees and apparatus based upon technical guidance obtained from this document and where appropriate further advice from local authority arboriculturists.

NJUG Guidelines for the Planning, Installation and Maintenance of Utility Apparatus in Proximity to Trees

(iv) Legislative mechanisms for ensuring that existing trees (including shrubs and hedges) are safeguarded already exist (see sub-section 7 – ‘Legislation’). References to legislation relate to the whole of the United Kingdom (UK) but variations between countries may occur. They seek to provide constructive advice on how to minimise damage to trees by undertakers (utilities) and to utility apparatus by trees and will be helpful to utility companies, contractors, arboriculturists, highway engineers, developers and planners. The guidelines have been prepared in collaboration between representatives of the utilities, the arboricultural and urban forestry professions and the Department for Communities and Local Government. As with all guidelines, their interpretation and application should be complimented at all times by common sense. However, expert guidance on specific instances should be sought from the appropriate utility, local authority or arboriculturist. The emphasis throughout this document is on the need for local liaison and communication.

(v) Certain trees are subject to Tree Preservation Orders (TPOs). Trees protected by a TPO must not be willfully damaged or destroyed and cannot be cut down, uprooted, topped or lopped without the local planning authority consent.

(vi) These guidelines are applicable to all apparatus (underground and overhead) and to trees in any location (public or private, rural or urban). They should be considered when new apparatus is planned to be constructed adjacent to existing trees, when new trees are to be planted adjacent to existing apparatus and where apparatus is to be maintained or repaired and trees are to be managed (e.g. pruning, removal or replacement).

(vii) Site surveys should be undertaken appropriate to the scale of the planned works. These surveys will identify the presence of trees which could impact on works. Advice should then be sought from a local authority tree officer. However, on major projects, a consultant arboriculturist may be employed to liaise with the local authority tree officer. Site surveys should be carried out according to the recommendations within BS 5837 (see sub-section 8 – ‘Other Useful Publications’).

(viii) The principles set out in these guidelines also have relevance in respect of work carried out to highways near trees (e.g. kerbing, footway reinstatement).

NJUG Guidelines for the Planning, Installation and Maintenance of Utility Apparatus in Proximity to Trees

1. HOW TREES ARE DAMAGED

Trees are complex living organisms, which are susceptible to damage from a wide range of physical agents or activities. Trees do not heal, damage caused to a tree will remain for the rest of its life. Even minor damage may set up circumstances leading to serious long term decay.

Contrary to popular belief, the root system of a tree is not a mirror image of the branches, nor is there usually a 'tap root'. The majority of the root system of any tree is in the surface 600mm of soil, extending radially in any direction for distances frequently in excess of the tree's height. Excavation or other works within this area are liable to damage the roots.

1.1 The Root System

The base of a trunk typically flares out in buttresses extending into the main lateral structural roots. These rapidly subdivide into the mass of smaller roots which serve to anchor the tree into the soil and transport water and nutrients. Even at a short distance (3m) from a large mature tree, most roots will be less than 10mm in diameter, but these may extend to well beyond the branch spread of the tree. A mass of fine roots, less than 1 mm in diameter, develop off all parts of this root system. These fine roots also absorb the water and nutrients, which are essential for the growth of the tree.



NJUG Guidelines for the Planning, Installation and Maintenance of Utility Apparatus in Proximity to Trees

The main structural roots (close to the trunk) develop as the tree grows in response to the need for physical stability. Beyond these major roots growth is influenced by the availability of water, air and nutrients in the soil. Disturbance of soil provides ideal conditions for root growth. Apparatus is often cooler than the surrounding soil encouraging moisture within the soil to condense on its surface stimulating root growth close to the apparatus. For all these reasons root growth is often most prolific within the backfilled trench and in the soil around the apparatus.

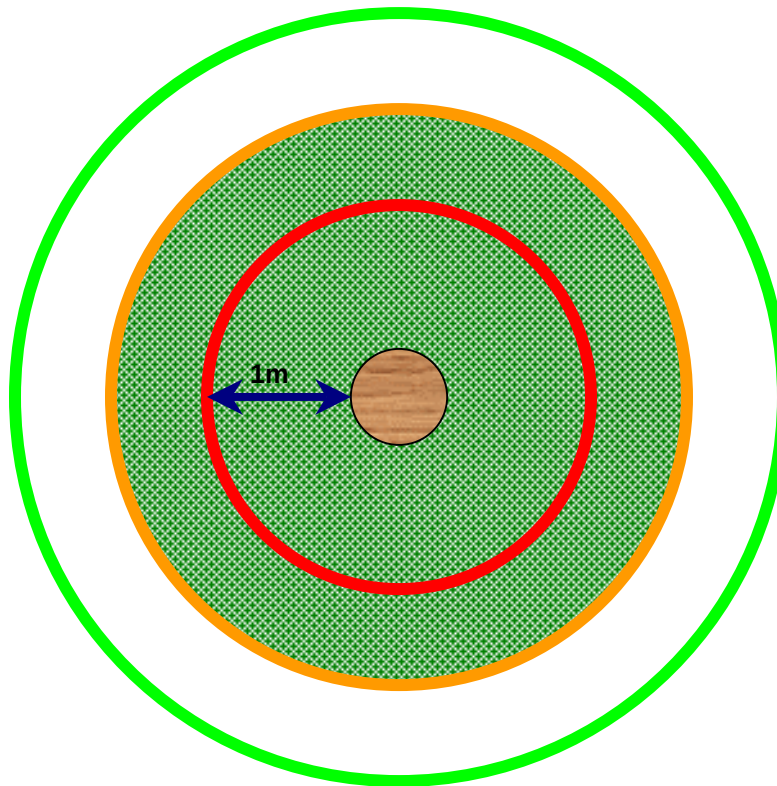
There are certain areas around trees, illustrated in Figure 1 – ‘Tree Protection Zone’, where excavation either must not be undertaken or only undertaken under strict conditions in order to avoid or minimise any damage to a tree’s root system.

For the purposes of this guideline document they are called zones;

- the Prohibited Zone (1m from the trunk)
- the Precautionary Zone (4 x the tree circumference)
- the Permitted Zone (outside of the Precautionary Zone)

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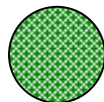
FIGURE 1 – Tree Protection Zone



Key



Trunk of tree



Canopy or branch spread



PROHIBITED ZONE – 1m from trunk. Excavations of any kind must not be undertaken within this zone unless full consultation with the local authority Tree Officer is undertaken. Materials, plant and spoil must not be stored within this zone.



PRECAUTIONARY ZONE – 4 x tree circumference. Where excavations must be undertaken within this zone the use of mechanical excavation plant should be prohibited. Precautions should be undertaken to protect any exposed roots. Materials, plant and spoil should not be stored within this zone. Consult with the local authority Tree Officer if in any doubt.



PERMITTED ZONE – outside of the precautionary zone. Excavation works may be undertaken within this zone, however caution must be applied and the use of mechanical plant limited. Any exposed roots should be protected.

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1.2 Below Ground

1.2.1 Root systems can be damaged by;

- the severance of a root, for example by trenching will destroy all parts of the root beyond that point. Even roots less than 10mm in diameter may be serving the fine roots over a wide area. The larger the root severed, the greater the impact on the tree.



Typical root damage caused by excavation works

- damage to the bark on the root. The bark protects the root from decay and is also essential for further root growth. It is loosely attached and easily damaged. If damage to the bark extends around the whole circumference the root beyond that point will be killed.
- damage to surface roots. Care must be taken when using mechanical plant. Materials and vehicles must never be stored within the Prohibited Zone and ideally should not be stored within the Precautionary Zone.

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- compaction of the soil. Incidental compaction may occur from storage of materials and / or the passing of heavy equipment over the roots. This can restrict or even prevent gaseous diffusion through the soil, and thereby asphyxiate the roots. The roots must have oxygen for survival, growth and effective functioning.



Poor site management within the Precautionary Zone

- alterations in soil level. Lowering the level will strip out the mass of roots near the surface. Raising levels will have the same effect as soil compaction.
- the application of herbicide - frequently used to clear weed growth on operational land (e.g. substations). The wide-ranging root system of a tree may extend into the operational land and absorb herbicides, which have been applied to the ground. Herbicide absorbed in one part of the root system can kill the whole tree.

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NOTE: The selection and application of herbicides must be undertaken by a competent person in accordance with Control of Substances Hazardous to Health (COSHH) regulations.

- spillage of oils or other materials (e.g. diesel oil, cement, resins). Spillage can permeate into the soil and damage root systems (see sub-section 4.3 – ‘Chemical Damage to Trees’).

1.2.2 If roots are damaged;

- close to the trunk. The anchorage and stability of the tree may be adversely affected rendering the tree immediately hazardous.
- anywhere along their length. The distal portion including the fine roots they serve, will be destroyed. Damage to fine roots by severance of a main root, or by compaction or alteration of ground levels, will prevent fine roots from absorbing the water and nutrients which are essential for the well-being, growth and anchorage of the tree.
- by successive excavations. Multi-utility excavations close to a tree can cumulatively damage a root system.

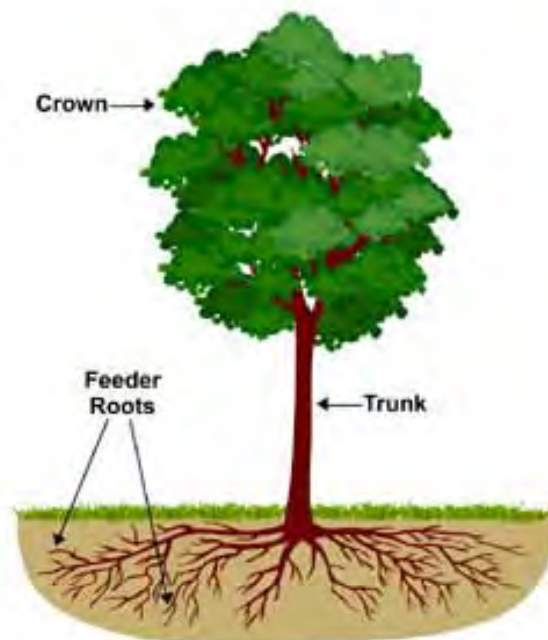


Figure 2 - Typical Tree Structure

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1.2.3 Symptoms

Trees with damage may not show any immediate symptoms. Such symptoms may range from minor branch dieback to deterioration and ultimate death and collapse of the tree dependent on the severity of damage and the ability of the roots to regenerate.

If a root of 25mm diameter or over is severed, as a precautionary measure, a local authority tree officer / arboricultural officer should be contacted immediately.

1.3 Above Ground

Trees have a single or multi-stemmed trunk supporting a framework of branches and twigs. These structures are protected by a layer of bark, the purpose of which is to protect the functional tissues immediately beneath.

Trees can be damaged by:

- Direct impact by plant or machinery
- Fire and scorching.
- Poor pruning
- Abrasion by overhead apparatus
- Chemicals and fuel oils
- Storage of materials within the Prohibited and Precautionary Zones

1.3.1 Abrasion

The tree may be damaged by abrasion with overhead apparatus. Initially this only removes the outer bark. If the abrasion continues it can expose the underlying wood which may increase the risk of fire or eventual collapse of the branch or the tree.

If trees are growing in proximity to overhead apparatus it should be possible to prevent the development of problems by timely pruning and tree management. This requires knowledge of the growth pattern of the many different species of tree, consideration of the effects of the pruning on the appearance of the tree and application of the correct pruning techniques. All pruning should be in accordance with BS 3998 (see sub-section 8 – ‘Other Useful Publications’). All operatives should be authorised and competent.

For all works other than emergency or urgent works, notification and consultation with all interested parties is necessary before work commences (see section 5 – ‘How to Avoid Damage to Apparatus by Trees’).

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1.3.2 Permissions / Notifications

Any work to trees adjacent to an area of operations that extends beyond what is absolutely necessary for operational requirements may require either written permission from the local planning authority (in respect to tree preservation orders) or six weeks' notification to the local planning authority (in respect to trees in conservation areas)(see also section 6 – 'Sites with Designated Status').

2. HOW APPARATUS IS DAMAGED

The positioning and type of underground apparatus are detailed in NJUG publication **Volume 1 – 'NJUG Guidelines on the Positioning and Colour Coding of Underground Utilities' Apparatus**.

Construction methods and utility service materials are subject to change and any cluster of utility services is likely to consist of a variety of historic and modern materials constructed to various specifications. In general utility apparatus includes the following:

- Pipes
- Cables
- Ducts
- Chambers
- Poles/Towers/Masts/Satellite dishes
- Above ground installations

2.1 Below Ground

Underground apparatus (especially those less than 600mm deep) may be affected by tree roots. The risk will depend on the ability of the apparatus, in particular any joints, to resist or tolerate distortion.

2.1.1 Direct damage

Direct damage is caused by the annual increase in root thickness resulting in eventual contact with apparatus. However, it is usually either the root or the adjacent soil that will distort rather than the apparatus itself. The potential for damage depends on how much the root thickens and is greatest in the main structural roots within 3 metres of the tree. Roots may grow around an apparatus to form a sheath but this will rarely exert sufficient pressure to cause any damage. Surface wrappings inadequately attached to an apparatus, if non-toxic, may be colonised by roots and eventually lifted off.

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2.1.2 Indirect damage

Indirect damage is restricted to shrinkable soils, mainly clays but also peat and some silts. Such soils shrink as they dry with the potential to distort any apparatus supported by the soil. Vegetation growing within the same area of soil may increase the drying effect.

The degree of the shrinkability of the soil will affect the amount of movement caused by drying and thus the potential for damage to occur. In situations where apparatus passes from a shrinkable soil into a rigid structure there is the possibility of extreme distortion taking place. Regular seasonal movement can also cause damage even in the absence of roots, particularly with short segmented pipes (see sub-section 3.1.4 – ‘Shrinkable Soils’).

2.1.3 Root incursion

Intact apparatus will not generally be penetrated by roots. However roots can exploit existing defects such as;

- defective pipe joints
- cracks in foul or surface water drains
- inadequate or degraded pointing of inspection chambers.

Where internal conditions are moist and aerated and therefore most conducive to root growth, root proliferation may occur and ultimately block the apparatus. If root thickening occurs where it passes into apparatus, root related enlargement of a defect may occur. This is unlikely at distances 3 metres or more from the trunk.

2.1.4 Trees and Wind Movement.

The potential for damage to apparatus close to a tree may increase due to movement of the lower trunk and a structural root as the tree sways in strong winds. Such movement may result in direct pressure being applied to the apparatus. Furthermore, if a tree is uprooted, any apparatus passing across or through the disturbed root plate may also be displaced. Such events are unlikely and are restricted to situations where apparatus is in close proximity to the trunk of the tree, but the potential may be increased if other structural roots are severed. Encasing apparatus in lean mix or coarse concrete can exacerbate this problem as fine roots may penetrate the material providing a greater ‘hold’ on the apparatus unless an appropriate root barrier material is used to separate the apparatus from the root system.

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2.1.5 Mechanical Removal of Trees and Stumps

The mechanical removal of tree stumps by grinding or grubbing may disturb or damage apparatus passing across or through the root plate of the tree. Using a mechanical digger to uproot a tree scheduled for removal is very likely to damage apparatus within and also close to the Prohibited or Precautionary Zones as the roots will apply pressure to the apparatus as they are uprooted.

2.2 Above Ground

If overhead apparatus come into contact with trees they may be damaged as a result of:

- Abrasion when the tree and / or apparatus move in the wind bringing them into contact. The resultant abrasion can damage wires affecting their efficiency, strength and causing interference or loss of supply.
- The collapse of a branch or a whole tree which could bring down overhead lines.

3. PLANNING OF WORKS

The inherently variable nature of trees, and also the generally low incidence of damage to underground apparatus, makes it neither practical nor justifiable to impose absolute limits on the proximity of trees to apparatus. Therefore site specific liaison and agreement between the asset owner and other interested parties is essential.

With respect to overhead apparatus there are minimum established clearances which must be maintained. Details of these clearances can be obtained from the utility network operator.

Before new trees are planted the advice of a local authority tree officer or arboriculturist should be obtained.

3.1 Special Considerations when Planning the Installation of Underground Apparatus

3.1.1 New / Renewal of Apparatus - New Trees

In considering the location of new or renewed apparatus in conjunction with a new tree planting scheme early consultation is essential between the relevant

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professional organizations e.g. local authorities, utility companies, developers and landowners

3.1.2 New / Renewal of Apparatus - Existing Trees

When planning the installation or renewal of apparatus the position of existing trees should be considered as one of the primary factors which could affect the siting, depth, method of installation and future maintenance of that apparatus.

Consultation with the relevant interested parties will identify any conflict and consideration should be given to apparatus diversion or felling and re-planting. This decision should be influenced by the value of the tree and the extent of the additional diversionary works.

3.1.3 Existing Apparatus - New Trees

Early consultation with utilities should take place before any tree work, including planting, is undertaken to ascertain the position of existing apparatus. Records of underground apparatus should be obtained from utilities and used in conjunction with on site apparatus detection techniques. The guidance contained within Health and Safety Executive guidance note HSG47 – ‘Avoiding Danger from Underground Services’ should be followed when excavating. In addition, when planning new tree planting, there should be liaison with the utilities, local authority and landowner so that the risks trees may pose to utility apparatus in the future are minimised.

3.1.4 Shrinkable Soils

Apparatus laid in clay or peat should be constructed to tolerate movements of the subsoil caused by root activity. Special precautions for differential movement should be incorporated where apparatus joins rigid structures founded at a different depth to the apparatus (e.g. pipe connections to chambers). See sub-section 2.1.2 ‘Indirect Damage’.

3.2 Precautions when Repairing Existing Apparatus

Where apparatus requires repair the location of the excavation is often defined by the location of the fault. The nature of the work usually requires open excavation. Excavation within the Prohibited and Precautionary Zones should be in accordance with sub-section 4.1 ‘Below Ground’ except for emergency or urgent works.

Where emergency or urgent works may have caused damage to roots with a diameter in excess of 25mm, interested parties should be informed immediately. They may choose to consult a local authority tree officer or arboriculturist regarding whether remedial treatment to the tree is necessary.

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If roots have grown into a drain or duct and proliferated so as to cause a blockage, the removal of the root mass from within the drain or duct will only provide temporary relief. If the root, which originally penetrated the drain, is still present it will regenerate and recreate the same problem. Roots of other plants may have a similar effect. Permanent relief can only be obtained by the proper repair of the original defect e.g. by replacement or refurbishment.

Utility apparatus may be refurbished by the use of pre-fabricated, slip lined or cured-in-place lining systems or pipes. Pre-fabricated and slip lined systems and pipes are generally resistant to root growth / intrusion, but cured-in-place linings may deform and ultimately collapse from the incursion of root growth. Following pre-survey (e.g. CCTV), it is essential that any roots are removed from the bore of the apparatus as far as practicable prior to lining, by the use of proprietary root removal systems (e.g. high-pressure water, flails, or rotating blade cutters).

3.3 Special Considerations when Planning the Installation of Above Ground Apparatus

The aerial parts of a tree are constantly growing larger and are prone to bend and flex in windy conditions. As a result parts of a tree may come close to or into contact with above ground apparatus.

3.3.1 Electricity

The overhead apparatus belonging to the electricity supply industry is subject to minimum clearances from adjacent trees and other structures. This is to ensure the safety of the public and protect against flashover and loss of supply. Local conditions may require an increase in the clearances specified in current electricity industry standards.

Part IV of The Electricity Supply Regulations covers the construction of power lines above ground. Schedule 4(9) of the Electricity Act 1989 enables electricity companies to require the felling or lopping of trees which obstruct or interfere with the working of their lines or constitute an unacceptable source of danger.

In addition to the above reference should be made to the Energy Networks Association (ENA) document Engineering Recommendation G55/1- Safe Tree Working in Proximity to Overhead Electric Lines (see section 8).

3.3.2 Communications

Communication operators run their systems under the Telecommunications Act 1984 (as amended by the Communications Act 2003) in accordance with The

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Telecommunications Code (Schedule 2). Paragraph 19 of the Telecommunications Code enables operators to require the lopping of trees which overhang the street and obstruct or interfere with the working of their lines.

4. HOW TO AVOID DAMAGE TO TREES

This section gives general guidance on methods of work to minimise damage to trees. The local authority (or for privately owned trees, the owner or their agent), should be consulted at an early stage prior to the commencement of any works. This will reduce the potential for future conflict between trees and apparatus.

4.1 Below Ground

Wherever trees are present, precautions should be taken to minimise damage to their root systems. As the shape of the root system is unpredictable, there should be control and supervision of any works, particularly if this involves excavating through the surface 600mm, where the majority of roots develop.

4.1.1 Fine Roots

Fine roots are vulnerable to desiccation once they are exposed to the air. Larger roots have a bark layer which provides some protection against desiccation and temperature change. The greatest risk to these roots occurs when there are rapid fluctuations in air temperature around them e.g. frost and extremes of heat. It is therefore important to protect exposed roots where a trench is to be left open overnight where there is a risk of frost. In winter, before leaving the site at the end of the day, the exposed roots should be wrapped with dry sacking. This sacking must be removed before the trench is backfilled.

4.1.2 Precautions

The precautions referred to in this section are applicable to any excavations or other works occurring within the Prohibited or Precautionary Zones as illustrated in Figure 1 – ‘Tree Protection Zone’.

4.1.3 Realignment

Whenever possible apparatus should always be diverted or re-aligned outside the Prohibited or Precautionary Zones. Under no circumstances can machinery be used to excavate open trenches within the Prohibited Zone.

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The appropriate method of working within the Precautionary Zone should be determined in consultation with the local authority (or for privately owned trees the owner or their agent) and may depend on the following circumstances;

- the scope of the works (e.g. one-off repair or part of an extensive operation)
- degree of urgency (e.g. for restoration of supplies)
- knowledge of location of other apparatus
- soil conditions
- age, condition, quality and life expectancy of the tree

Where works are required for the laying or maintenance of any apparatus within the Prohibited or Precautionary Zones there are various techniques available to minimise damage.

Acceptable techniques in order of preference are;

a) Trenchless

Wherever possible trenchless techniques should be used. The launch and reception pits should be located outside the Prohibited or Precautionary Zones. In order to avoid damage to roots by percussive boring techniques it is recommended that the depth of run should be below 600mm. Techniques involving external lubrication of the equipment with materials other than water (e.g. oil, bentonite, etc.) must not be used when working within the Prohibited Zone. Lubricating materials other than water may be used within the Precautionary Zone following consultation and by agreement.

b) Broken Trench - Hand-dug

This technique combines hand dug trench sections with trenchless techniques if excavation is unavoidable. Excavation should be limited to where there is clear access around and below the roots. The trench is excavated by hand with precautions taken as for continuous trenching as in (c) below. Open sections of the trench should only be long enough to allow access for linking to the next section. The length of sections will be determined by local conditions, especially soil texture and cohesiveness, as well as the practical needs for access. In all cases the open sections should be kept as short as possible and outside of the Prohibited Zone.

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c) Continuous Trench - Hand-dug

The use of this method must be considered only as a last resort if works are to be undertaken by agreement within the Prohibited Zone. The objective being to retain as many undamaged roots as possible.

Hand digging within the Prohibited or Precautionary zones must be undertaken with great care requiring closer supervision than normal operations.

After careful removal of the hard surface material digging must proceed with hand tools. Clumps of roots less than 25mm in diameter (including fibrous roots) should be retained in situ without damage. Throughout the excavation works great care should be taken to protect the bark around the roots.

All roots greater than 25mm diameter should be preserved and worked around. These roots must not be severed without first consulting the owner of the tree or the local authority tree officer / arboriculturist. If after consultation severance is unavoidable, roots must be cut back using a sharp tool to leave the smallest wound.

4.1.5 Backfilling

- Any reinstatement of street works in the United Kingdom must comply with the relevant national legislation (see: **Volume 6 – ‘Legislation and Bibliography’**). In England this relates to the requirements of the code of practice – ‘Specification for the Reinstatement of Openings in Highways’ approved under the New Roads and Street Works Act 1991. Without prejudice to the requirements relating to the specification of materials and the standards of workmanship, backfilling should be carefully carried out to avoid direct damage to roots and excessive compaction of the soil around them.
- The backfill should, where possible, include the placement of an inert granular material mixed with top soil or sharp sand (not builder’s sand) around the roots. This should allow the soil to be compacted for resurfacing without damage to the roots securing a local aerated zone enabling the root to survive in the longer term.
- Backfilling outside the constructed highway limits should be carried out using the excavated soil. This should not be compacted but lightly “tamped” and usually left slightly proud of the surrounding surface to allow natural settlement. Other materials should not be incorporated into the backfill.

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4.1.6 Additional Precautions near Trees

- Movement of heavy mechanical plant (excavators etc.) must not be undertaken within the Prohibited Zone and should be avoided within the Precautionary Zone, except on existing hard surfaces, in order to prevent unnecessary compaction of the soil. This is particularly important on soils with a high proportion of clay. Spoil or material must not be stored within the Prohibited Zone and should be avoided within the Precautionary Zone.
- Where it is absolutely necessary to use mechanical plant within the Precautionary Zone care should be taken to avoid impact damage to the trunk and branches. A tree must not be used as an end-stop for paving slabs or other materials nor for security chaining of mechanical plant. If the trunk or branches of a tree are damaged in any way advice should be sought from the local authority tree officer / arboriculturist.

See TABLE 1 –‘Prevention of Damage to Trees Below Ground’ below for summary details regarding causes and types of damage to trees and the implications of the damage and the necessary precautions to be taken to avoid damage.

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TABLE 1 - Prevention of Damage to Trees Below Ground

Causes of Damage	Type of Damage	Implications to Tree	Precautions
Trenching, mechanical digging etc.	Root severance	- The tree may fall over - Death of the root beyond the point of damage - Potential risk of infection of the tree The larger the root the greater the impact on the tree.	Hand excavate only within the Precautionary Zone. Work carefully around roots. Do not cut roots over 25mm in diameter without referring to the local authority tree officer. For roots less than 25mm in diameter use a sharp tool and make a clean cut leaving as small a wound as possible.
Trenching, mechanical digging, top soil surface removal etc.	Root bark damage	- The tree may fall over - If the damage circles the root it will cause the death of the root beyond that point - Potential risk of infection of the tree The larger the root the greater the impact on the tree.	Do not use mechanical machinery to strip the top soil within the Precautionary Zone. Hand excavate only within the Precautionary Zone. Work carefully around roots. Do not cut roots over 25mm in diameter without referring to the local authority tree officer. For roots less than 25mm use a sharp tool and make a clean cut leaving as small a wound as possible.
Vehicle movement and plant use. Material storage within the precautionary area.	Soil compaction & water saturation	Restricts or prevents passage of gaseous diffusion through soil, the roots are asphyxiated and killed affecting the whole tree.	Prevent all vehicle movement, plant use or material storage within the Precautionary Zone.
Top-soil scouring, excavation or banking up.	Alterations in soil level causing compaction or exposure of roots.	Lowering levels strips out the mass of roots over a wide area. Raising soil levels asphyxiates roots and has the same effect as soil compaction.	Avoid altering or disturbing soil levels within the Precautionary Zone.
Use of herbicides.	Poisoning of the tree via root absorption	- Death of the whole tree - Death of individual branches Damage to leaves and shoots.	The selection and application of herbicides must be undertaken by a competent person in accordance with COSHH regulations.
Spillage of oils or other materials.	Contamination of soil	Toxic and asphyxiation effects of chemicals, oils, building materials (cement, plaster, additives etc.) on the root system can kill the tree.	Never store oils, chemicals or building materials within the Precautionary Zone or within the branch spread of a tree, which ever is the greater.
Placement or replacement of underground apparatus.	Various	Death of all or part of the tree.	Effective planning and liaison with local authority tree officer, taking into consideration the position of trees, and their future growth potential and management

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4.2 Above Ground

4.2.1 Damage by Pruning

Trees (including shrubs and hedges) can be damaged by inappropriate or excessive pruning. Reference should be made to the Energy Networks Association (ENA) document “Engineering Technical Report 136 Vegetation Management near Electricity Equipment – Principles of Good Practice” (see section 8 – ‘Other Useful Publications’) or appropriate company specific documentation for guidance on pruning.

See TABLE 2 – ‘Prevention of Damage to Trees Above Ground’ below for summary details regarding causes and types of damage to trees and the implications of the damage and the necessary precautions to be taken to avoid damage.

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TABLE 2 - Prevention of Damage to Trees Above Ground

Causes of Damage	Type of Damage	Implications for the Tree	Precautions
Impact by vehicle or plant Physical attachment of signs or hoardings to the trunk Storage of materials at base of tree Rubbing by winch or pulling cables	Bark bruising, bark removal, damage to the wood, damage to buttress roots, abrasion to trunk	Wounding with the potential for infection ultimately resulting in death of all or part of the tree. Structural failure of the tree	Surround the trunk with protective free-standing barrier. Exclude vehicles, plant or material storage from the Precautionary Zone. Ensure sufficient clearance of cables or ropes.
Impact by vehicle or plant Rubbing by overhead cables	Bark damage to branches, breakage and splitting of branches, abrasion to branches	Structural failure of the branch. Wounding or loss of a branch with the potential for infection ultimately resulting in death of all or part of the branch or tree.	Exclude vehicles, plant or material storage from the Precautionary Zone. Ensure sufficient clearance of cables or ropes. All pruning should be carried out in accordance with BS3998 (<i>prune affected branches to give appropriate clearance from cables</i>)
Inappropriate siting of overhead apparatus, such as CCTV, lighting fixtures and communications masts and dishes.	Inappropriate pruning, unnecessary tree removal	Severely pruning tree to acquire line of sight signal for communications dish etc.	Effective planning and liaison with local authority tree officer / arboriculturist, taking into consideration the position of trees, and their future growth potential and management.
Lack of forethought in design and location of apparatus and services entries on new developments	Complete tree removal	The tree is removed unnecessarily	Agree the location and installation of services at the design stage. Consideration should be given to the creation of dedicated service routes wherever possible.
Use of herbicides	Poisoning of the tree via absorption through bark, leaves and shoots	Death of the whole tree, death of individual branches, damage to leaves and shoots	The selection and application of herbicides must be undertaken by a competent person in accordance with COSHH regulations.

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4.3 Chemical Damage to Trees

Chemical damage to trees adjacent to utility premises and operational land can be avoided if;

- the risk is identified when planning any work involving herbicides or other chemicals ensuring that only appropriate chemicals are used. Particular care should be exercised when considering the use of herbicides recommended for “non crop areas” as many of these also specify “do not use where there may be roots of desirable plants”,
- herbicides are applied only at the rate and in the manner recommended by the manufacturer,
- follow-up applications are not undertaken until weeds reappear on the operational land,
- alternative methods of weed control are considered.

5. HOW TO AVOID DAMAGE TO APPARATUS BY TREES

5.1 Consultation with Utilities

The potential for future conflict between trees and above-ground apparatus can be reduced by appropriate planning. Early consultation with utilities should therefore take place before any tree work including planting is undertaken to ascertain the position of existing apparatus. Records of underground apparatus should be obtained from utilities and used in conjunction with on site apparatus detection techniques. Specific care must be taken when removing the stumps of existing trees. In addition when planning new tree planting there should be liaison with the utilities, local authority and landowner so that the risks trees may pose in the future are minimised.

5.2 Precautions during Planting

Every possible precaution should be taken to ensure that the existing apparatus is not damaged during excavation works. Health and Safety Executive guidance note HSG47 – ‘Avoiding Danger from Underground Services’ and any specific guidance issued by the apparatus owner should be followed at all stages of the work.

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5.2.1 Below Ground

Before any excavation work begins, trial holes should be undertaken to validate the results of any detection surveys undertaken to confirm the actual position and depth of the apparatus.

5.2.2 Above Ground

Consideration should be given to the presence of satellite dishes and masts on commercial properties, poles and drop wires, as future tree growth may cause operational problems.

Reference should also be made to Energy Networks Association (ENA) document 'Engineering Technical Report 136 Vegetation Management near Electricity Equipment – Principles of Good Practice' (see section 8 – 'Other Useful Publications') or appropriate company specific documentation.

NOTE: In all cases where definitive clearances are required, contact must be made with the appropriate electricity or communication company who will determine the clearance to be adopted.

See also sub-section 3.3 – 'Special Considerations when Planning the Installation of Above Ground Apparatus'.

6. SITES WITH DESIGNATED STATUS

Certain sites may be specifically designated and will require consultation and / or permission from the relevant authority prior to undertaking any works. These sites include:

- Sites of Special Scientific Interest
- English Heritage Sites
- English Nature / Natural England
- National Trust Land
- Nature Reserves
- Conservation Areas
- Scottish Natural Heritage
- Areas of Outstanding Natural Beauty
- Countryside Council for Wales
- Historic Scotland
- Northern Ireland Environment and Heritage Service
- Cadw (Welsh Historic Monuments)

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6.1 Tree Preservation Orders and Trees in Conservation Areas

Section 198 of the Town and Country Planning Act 1990 (the Act) gives local planning authorities powers to make trees and woodlands the subject of tree preservation orders (TPOs) in the interests of amenity. Trees protected by a TPO may not be willfully damaged or destroyed and cannot be cut down, uprooted, topped or lopped without the local planning authority's consent.

Additionally, under section 211 of the Act, anyone proposing to cut down, uproot, top, lop etc. a tree in a conservation area is required to give the local planning authority six weeks' notice before doing so. This gives the authority an opportunity of making a TPO in respect of the tree.

Certain statutory obligations imposed by Acts of Parliament may allow for the limited felling, topping or lopping of trees protected by a TPO in order to supply and maintain service. This does not preclude the requirement to consult with the owner.

See also: **Volume 5 – 'NJUG Guidelines on Environmental Good Practice'**

7. LEGISLATION

Reference should also be made to **Volume 6 – 'Legislation & Bibliography'**.

7.1 Primary Legislation

National Parks and Access to the Countryside Act 1949*

Health and Safety at Work Act 1974

Highways Act 1980**

Telecommunications Act 1984

Gas Act 1986

Electricity Act 1989

Town and Country Planning Act 1990 (Section 198 Tree Preservation Orders).

Water Industry Act 1991

The New Roads and Street Works Act 1991 (NRSWA)

The Streets Works (Northern Ireland) Order 1995

Communications Act 2003

Traffic Management Act 2004

Transport (Scotland) Act 2005

The Streets Works (Northern Ireland) (Amendment) Order 2007

* Under the National Parks and Access to the Countryside Act 1949 local authorities are given a general power to plant trees.

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** Under the Highways Act 1980 highway authorities may plant trees in the highway, or license others to do so. They need to ensure that trees do not overhang or cause a danger to roads or footpaths, and are given powers to prevent this from happening.

The above list is not exhaustive.

7.2 Secondary Legislation

Each Act of parliament in 7.1 will have various associated regulations that should be referred to.

8. OTHER USEFUL PUBLICATIONS

This is not an exhaustive list of available publications and is only valid at the time of issue.

BS 3998 Recommendations for Tree Work

- Provides general recommendations for tree surgery and other tree work.

BS 5837 Trees in Relation to Construction

- Gives advice on the integration of new development amongst trees.

Codes of Practice approved under the New Roads and Street Works Act 1991

- Co-ordination of Street Works and Works for Road Purposes and Related Matters
- Specification for the Reinstatement of Openings in Highways
- Safety at Street Works and Road Works
- Measures Necessary where Apparatus is Affected by Major Works (Diversionary Works)
- Inspections

Energy Networks Association publications:

- Engineering Technical Report 136 'Vegetation Management Near Electricity Equipment – Principles of Good Practice'
- Engineering Recommendation G55/1 – 'Safe Tree Working in Proximity to Overhead Electric Lines'
- ENA-TS 40-80 – ENA Technical Standard for Overhead Line Clearances
- Engineering Recommendation G70 – Vegetation Control near Overhead Lines

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- ETR 132 – Improving Network Performance (under abnormal weather conditions by the use of a risk based approach to vegetation management near electric overhead lines)
- MNT/004 – UK Distribution Policy for the Inspection and Maintenance of Overhead Lines

HSE Arboriculture and Forestry Advisory Group publications

- AFAG 804 Electricity at work: Forestry and arboriculture
- AFAG 404 Electrical utility arboriculture

Manual for Streets (supercedes Design Bulletin 32 and Places, Streets and Movement)

- The Department for Transport and the Department for Communities and Local Government (DCLG), with support from the Commission for Architecture and the Built Environment (CABE), commissioned WSP , TRL , Llewellyn Davies Yeang and Phil Jones Associates to develop a Manual for Streets to give guidance to a range of practitioners on effective street design.

National House Building Council (NHBC) Standards Chapter 4.2. Building near trees

- Gives information on the design of new foundations in proximity to trees on shrinkable clay soils.

9. OTHER REFERENCES

9.1 Arboricultural

Arboricultural advice may be sought from the:

- Arboricultural Advisory and Information Service
- Arboricultural Association
- Arboriculture and Forestry Advisory Group
- International Society of Arboriculture
- Local authority Arboricultural Officer
- The Tree Advice Trust

9.2. Herbicides

Information on herbicides and their application may be obtained from the:

- British Agrochemicals Association

9.3 Utilities

Utility advice may be sought from the local utility contact or NJUG.

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GLOSSARY

Apparatus	Equipment such as valves, stopcocks, chambers, cabinets, transformer chambers etc and includes any structure for the lodging of apparatus.
Arboriculturist	A professional who cultivates and manages trees, hedgerows and shrubs and provides information and advice on specific tree related issues.
Carriageway	A way constituting or comprised in a highway, being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles.
Cycle track	A way constituting or comprised in a highway over which the public have a right of way on pedal cycles with or without a right of way on foot.
Desiccation	The state of extreme dryness, the drying out of roots.
Distal	Situated farthest from the centre.
Drop wires	Overhead wire from telegraph pole to customer premises.
Duct / ducting	Structure (usually cylindrical) used to convey and protect apparatus.
Fibre optic	The use of very thin glass or plastic fibres through which light can be transmitted to carry information from a source to a receiver, especially for telecommunication, television and information technology systems.
Footpath	A highway over which the public have a right of way on foot only, not being a footway.
Footway	A way comprised in a highway which also comprises a carriageway, being a way over which the public have a right of way on foot only.
GRP	Glass Reinforced Plastic
Herbicide	A chemical that destroys plants.
Main	Structure (usually cylindrical) used to convey water or gas or oil generally greater than 50mm in diameter.
NJUG	National Joint Utilities Group Limited.
Pipe	Longitudinal structure (usually cylindrical) used to convey water, gas or oil.
Root plate	Formed just below the soil surface when shallow lateral growing roots predominate over the development of a deep taproot.

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Service strip	A strip of designated land alongside a carriageway or footway used to convey services.
Sub-duct	Longitudinal structure (usually cylindrical) laid inside ducts used to carry smaller diameter cables such as fibre optic.
Tiles	Impact resistant cover constructed of earthenware, concrete or polyethylene for protecting underground cables
Utility	An undertaker by statute that has a legal right to provide customer services (e.g. communications, electricity, gas, water)
Verge	A strip of land which may form part of the public highway alongside a carriageway or footway, which may contain services.

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APPENDIX A

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