

Moray Council submission of 24 May 2022

PE1812/BB: Protect Scotland's remaining ancient, native and semi-native woodlands and woodland floors

The mechanisms in place for reporting a potential breach of a Tree Preservation Order (TPO), including how such information is recorded and analysed.

Potential breaches are reported to Development Management (Enforcement). On receipt, the standard procedure is:-

- Register the enquiry;
- Acknowledge the enquiry;
- Undertake a site history search;
- Visit the site;
- Assess if unauthorised tree works have been carried out.

If applicable, Development Management (Enforcement) will make a decision over what action to take to resolve a breach, including formal enforcement and referral for prosecution.

The number of potential breaches of TPOs reported to you between 2012-22, broken down by year.

2020: 1

The number of prosecutions you have undertaken in relation to Tree Preservation Orders (TPO) between 2012 – 2022; broken down by year.

0

The number of occasions where a breach of a TPO has not proceeded to prosecution, and the reasons for not pursuing prosecution.

2020: 1

Reason: The unauthorised removal was associated with a subsequent planning application (approved) in which the removal would have been permitted. Therefore, it was not in the public interest to proceed to prosecution.