

FOI number: **HBC_FOI_20210004**
Date FOI Received: **04/01/2021**
Department: **Parks**
Title: **Oak tress Orchard Parade**
Description: **Oak trees Orchard Parade**

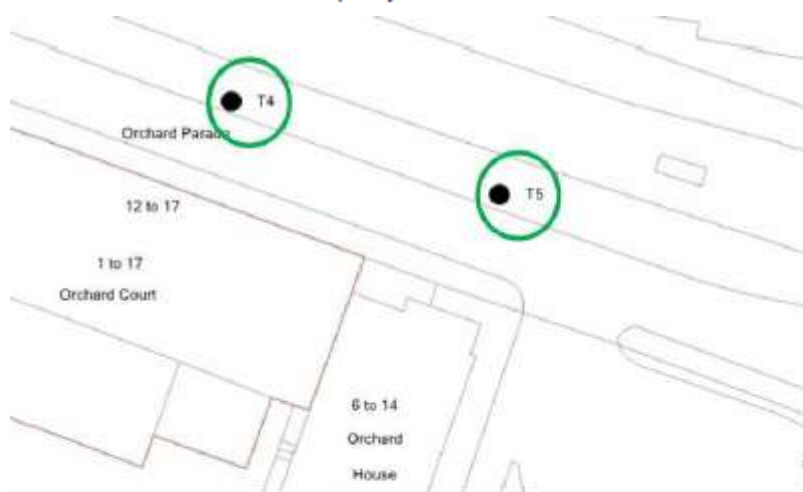
Request: (As Redacted sent by requestor)

We are a firm of solicitors instructed on behalf of the National Insurance Guarantee Corporation (**NIG**) the building insurer of Chesterhill Investments, the freehold owner of Orchard Parade, Mutton Lane Potters Bar, Hertfordshire, EN6 3AZ (the **Property**).

You are owners of 2 Oak trees situated in close proximity to the Property.

We request the following information pursuant to the Freedom of Information Act 2000 and Environmental Information Regulations 2004:

1. The inspection and maintenance records from 2004-2020 of an Oak tree marked as T4 on the image below, which is situated to the front of Orchard Court, Mutton Lane, Potters Bar, EN6 3AZ.
2. The inspection and maintenance records from 2004-2020 of an Oak tree marked as T5 on the image below which is situated in front of Orchard House, Mutton Lane, Potters Bar, EN6 3AZ.
3. Details of any claims made against you relating to T4 or T5 or any other tree situated in the EN6 3 area.
4. Your tree maintenance policy.



Our client is entitled to receipt of the inspection and maintenance records under the Freedom of Information Act 2000 and the Environmental Information Regulations 2004. Furthermore, as the Council are a likely party in an action to recover damages arising out of a claim for subsidence damage to the Property (in process of investigation), we are entitled to receipt of the requested documentation pursuant to Civil Procedure Rule 31.16(3). Disclosure of the documents early on may prevent a claim being formally brought against you, reduce costs to both parties and provide early resolution.

Response: (Response as Redacted sent by service)

Hertsmere Borough Council does not own or maintain these trees.
The council believes that these trees may be the responsibility of Hertfordshire Highways.

If you have any queries about the processing of your request then please do not hesitate to contact me. Further information explaining the Council's process for responding to information requests together with a complaints/appeals procedure is available in our reception or via our website at:

<https://www.hertsmere.gov.uk/Your-Council/Official-Publications--Guides--Policies/Access-to-Information.aspx>

The Information Commissioner oversees the application of the Freedom of Information Act. You may contact the Information Commissioner at:

Information Commissioners Office
Wycliffe House, Water Lane
Wilmslow
Cheshire SK9 5AF
Telephone: 01625 545700
Website: www.informationcommissioner.gov.uk