

London Borough of Barnet  
2 Bristol Avenue,  
Colindale,  
London, NW9 4EW  
19 July 2022  
Our ref: 8317613

Thank you for your request received on 20 June 2022, for the following information:

**Subject : 110 Erskine Hill, Golders Green, London NW11 6HT**

**Date of Incident : July 2018**

**We are instructed by our above named client in relation to subsidence damage at their property. A tree/vegetation under your ownership and or control is implicated in the damage and we therefore require certain information from you.**

**Pursuant to the Freedom of Information Act 2000 and the Environmental Information Regulations 2004, we request the following information and documentation:**

- 1. Copies of your tree policies within the period 01 January 2008 and 31 December 2018 or where to locate said policies if readily accessible in electronic format;**
- 2. A copy of your tree maintenance works carried out to the Oak tree under your ownership and control, located to the front of the above Property (T1 on the attached site plan), between 01 January 2008 and 31 December 2018, pertaining to but not restricted to recommended works, extent of works completed and inspections;**
- 3. A copy of your risk analysis in respect of the aforementioned vegetation, between 01 January 2008 and 31 December 2018, to include any maintenance regimes, if any, also carried out within this period;**
- 4. Details of the information retained by and/or accessible to you in respect of the soil types in:**
  - 4.1 The Erskine Hill area**
  - 4.2 The NW11 6 postcode area**
- 5. The number of tree related subsidence claims that have been brought against you within the Page 2 of 2 NW11 6 postcode area and Erskine Hill area between 01 January 2008 and 31 December 2018. For each claim please confirm:**
  - 5.1 Location of the tree (by house number)**
  - 5.2 Species of the implicated tree**
  - 5.3 The date of the claim**

We have processed this request under the Freedom of Information Act 2000.

## **Response**

The council holds the information requested and it is attached/ the answers to your questions are below

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***We are instructed by our above named client in relation to subsidence damage at their property. A tree/vegetation under your ownership and or control is implicated in the damage and we therefore require certain information from you.***

***Pursuant to the Freedom of Information Act 2000 and the Environmental Information Regulations 2004, we request the following information and documentation:***

***1. Copies of your tree policies within the period 01 January 2008 and 31 December 2018 or where to locate said policies if readily accessible in electronic format;***

Please see the attached Barnet Tree Policy 2017.

***2. A copy of your tree maintenance works carried out to the Oak tree under your ownership and control, located to the front of the above Property (T1 on the attached site plan), between 01 January 2008 and 31 December 2018, pertaining to but not restricted to recommended works, extent of works completed and inspections;***

***3. A copy of your risk analysis in respect of the aforementioned vegetation, between 01 January 2008 and 31 December 2018, to include any maintenance regimes, if any, also carried out within this period;***

Please see the attached

***4. Details of the information retained by and/or accessible to you in respect of the soil types in:***

***4.1 The Erskine Hill area***

***4.2 The NW11 6 postcode area***

***5. The number of tree related subsidence claims that have been brought against you within the Page 2 of 2***

***NW11 6 postcode area and Erskine Hill area between 01 January 2008 and 31 December 2018. For each claim please confirm:***

***5.1 Location of the tree (by house number)***

***5.2 Species of the implicated tree***

***5.3 The date of the claim***

Please note, we do not provide information as to where the tree is located, as invariably the implicated tree is located outside the claimants property, therefore identifying the claimant. See Refusal Notice below.

Our Data Retention Policy is 10 years from date of closure (before Anonymisation), therefore the Data for other cases that predate this criteria period would no longer be held.

<b>Incident Date</b>	<b>Species of tree</b>
26/06/2009	Oak
24/08/2010	Maple
20/09/2010	Oak
30/10/2010	Oak
14/10/2010	Oak
12/10/2010	Unknown
08/12/2010	Oak
18/07/2011	Unknown
04/09/2011	Oak
09/12/2011	Oak
17/12/2013	Acer
28/02/2014	Alder
15/12/2014	Prunus
09/03/2015	Oak
14/05/2015	Oak
24/09/2016	Unknown
01/09/2016	Oak
01/05/2017	False Acacia
19/12/2017	Hornbeam
12/11/2018	Oak

Refusal Notice S40(2) identification of claimants We have also redacted the address by virtue of section 40 (2) of the Freedom of Information Act 2000 (FOIA), as disclosure of this information to the public generally, in the Council's view, would not be consistent with the data protection principle found in Article 5.1(a) of the General Data Protection Regulation (GDPR) lawfully, transparently and fairly. We have considered whether disclosure is lawful and fair and whilst it may be lawful under Article 6.1(f) GDPR (legitimate interests) it would not be fair to the individuals concerned who would not expect details of their making a claim to be made public, due to the likely proximity of the tree to the address being released.

## **Further information**

If you are interested in the data that the council holds you may wish to visit Open Barnet, the council's data portal. This brings together all our published datasets and other information of interest on one searchable database for anyone, anywhere to access. <http://open.barnet.gov.uk/>

## **Advice and Assistance : Direct Marketing**

If you are a company that intends to use the names and contact details of council officers (or other officers) provided in this response for direct marketing, you need to be registered with the Information Commissioner to process personal data for this purpose. You must also check that the individual (whom you wish to contact for direct marketing purposes) is not registered with one of the Preference Services to prevent Direct Marketing. If they are you must adhere to this preference.

You must also ensure you comply with the Privacy Electronic and Communications Regulations (PECR). For more information follow this Link [www.ico.org.uk](http://www.ico.org.uk)

**For the avoidance of doubt the provision of council (and other) officer names and contact details under FOI does not give consent to receive direct marketing via any media and expressly does not constitute a 'soft opt-in' under PECR.**

## **Your rights**

If you are unhappy with the way your request for information has been handled, you can request a review within the next 40 working days by writing to the Information Management Team at: [foi@barnet.gov.uk](mailto:foi@barnet.gov.uk). Or by post to Records & Information Management Service, Assurance Group, London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW

If, having exhausted our review procedure, you remain dissatisfied with the handling of your request or complaint, you will have a right to appeal to the Information Commissioner at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF (telephone: 0303 123 1113; website [www.ico.org.uk](http://www.ico.org.uk)). There is no charge for making an appeal.

