

Inquest into Banstead tree fall death of 12 year old

A full inquest into the death of 12-year-old Brooke Wiggins, who was crushed to death by a falling tree branch on the Surrey and South London border last year, is set to take place next spring, as urgent questions remain over the tree's maintenance and safety.

The date was set following a pre-inquest review held on October 7 at South London Coroners Court, inside Croydon Council Chambers, and overseen by Coroner Ivor Collett. The inquest will determine whether Sutton Council, Surrey County Council, or both, bear any responsibility for the conditions that led to her death.

Brooke died on November 9 last year after a branch snapped from a tree she had been swinging on using a rope swing, while playing with friends at Grove Place, near the junction with Carshalton Road. The scene was described as deeply distressing, with her friends screaming for help as they waited for emergency services to arrive.

Emergency services spent over an hour trying to free her from the fallen branch, but despite efforts from residents and rescue teams, she was pronounced dead at the scene.

The inquest will hear evidence from the police, the Health and Safety Executive, and representatives of Surrey County Council. The council is responsible for managing the tree from which the rope swing was attached.

Arboriculture managers from Surrey will be called to give evidence on the inspection regime for the tree and whether it met required safety standards. The hearing will aim to establish if the branch failure was preventable and whether council maintenance processes were sufficient.

Coroner Collett noted the broader significance of the case, describing it as "an important issue for Surrey", given that it has the highest number of trees of any county in England, with a tree cover of 22.4%. He has also granted Surrey County Council permission to begin 'monolithing' - the removal of remaining branches on the tree involved in the incident.

The coroner is considering whether the London Borough of Sutton should be named as an "interested party" in the inquest. Interested parties are individuals, organisations or representatives with a legal interest in the death, giving them the right to be more actively involved in the inquest than other witnesses.

Although the tree was under Surrey's control, the branch extended over land owned by Sutton, and Brooke and her friends are believed to have accessed the area by crossing rights of way also owned by Sutton.

The inquest will examine the cause of Brooke's death and determine how and why the branch gave way.

Brooke's family attended the hearing and are expected to provide a pen portrait during the inquest to honour her memory. Coroner Collett confirmed that distressing body-worn footage from the day will not be used during the hearing, but that audio from the 999 calls will be played as part of the evidence.

Collett acknowledged that while the potential spring date for the three-day hearing was regrettable, it was a realistic outcome given the current backlog facing the court. Confirmation of the exact date is expected within the month.

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Image: Brooke was killed after she was crushed by a branch in Banstead last year Credit: Google Maps