

Mr P Lord
The Chestnuts
Church End
Gedney
Spalding
PE12 0BU

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TOWN AND COUNTRY PLANNING ACT 1990 WORKS TO A PRESERVED TREE

Reference: H06-0697-23 **Date of Decision:** 18th September 2023

Applicant: Mr P Lord
The Chestnuts
Church End
Gedney
Spalding
PE12 0BU

Location: The Chestnuts Church End Gedney Spalding

Description: Works to Gedney Tree Preservation Order No. 06 2006

Detailed Description:

Application to carry out works to a horse chestnut tree in the north western corner of the front garden of: The Chestnuts, Church End. Please see the sketch plan which accompanies the Application.

The tree is identified as T1 of Gedney Tree Preservation Order No. 06 2006.

Description further amended as described below following visit by Trees and Nature Conservation Officer on 17th August 2023.

Reduce the tree by 30% as roughly indicated in the annotated photograph on the file.

a. All cuts to be made to existing growth points (to leave where possible a bud or some foliage growing on the end of every branch). Particular attention to be paid to the alleviation of weight above weak areas, and those exhibiting stress; also attending to the removal of selective rubbing branches.

b. Reduction works to clear the tree from obstructing the highway (17 feet minimum clearance in height over highway, in width 1 foot 8 inches minimum clearance into the area directly adjacent to the carriageway edge) and clearance of cables.**

c. Every effort to be made to leave the tree with as balanced looking and pleasing appearance as is possible.

d. Removal of any dead wood.**

'Reduction of size of tree as has not been done for 10 years. The tree is next to a busy road and electric lines, due to frequent high wind condition the tree is becoming dangerous. We have had a large branch fall on our grass a few weeks ago, it would have been a problem if it fell on the busy road, also this is a walk way for children going to school and the bus stop.'

South Holland District Council hereby give notice that permission has been GRANTED (or equivalent) subject to the following condition(s):

- 1 That the proposed work is carried out within two years of the date of this decision unless otherwise agreed with the District Council.
- 2 Work is to be carried out in accordance with BSI 3998 : 2010, 'Recommendations for Tree Work'.

Notes:

**Minimum pruning from the Highway to suffice Highway requirements and minimum clearance of electricity cables to suffice wayleave requirements, also the removal of dead wood can take place without a formal written application providing: Works to be carried out to British Standard 3998 2010 and that due regard is taken of any Protected Species (Under the Wildlife and Countryside Act 1981 (as amended) which may be present.)

The necessary consent of all other interested parties should be obtained before the works proceed.

Avoid pruning horse chestnuts in the spring months directly prior to and immediately after bud opening as bleeding of sap from pruning cuts may be a problem. Ideally prune between leaf fall and February.

Under the Wildlife and Countryside Act 1981 (as amended) all birds, their nests and eggs are protected by law and it is an offence to damage or destroy the nest of any wild bird while it is in use or being built. In the event of query please contact Natural England on Tel: 03000 603900.

Bats are protected species under the Wildlife and Countryside Act 1981 (as amended) and in the event that bats are living in any cavities in the tree(s), or if they are discovered while the works are taking place, please inform Natural England on Tel: 03000 603900 before works proceed.



Phil Norman

RIGHTS OF APPEAL:

Where an application is made to the Authority for consent and that consent is refused or is granted subject to conditions the applicant, if aggrieved by the decision, may appeal to the Planning Inspectorate (PiNS). Appeals must be received by the PiNS within 28 days of the Council's decision. The appeal should be made on the relevant TPO (consents) appeal form which can be obtained from PiNS. The form can be found on the Planning Portal website at:

<https://www.gov.uk/appeal-decision-about-tree-order>

Alternatively a form can be obtained by writing to Environment Appeals, Room 3A Eagle Wing, Temple Quay House, 2 The Square, Bristol, BS1 6PN or telephone on 0303 444 5000.

If you visit the Planning Portal web site you will be able to complete the appeal form and return it to PiNS electronically via the email address:

treeandhedgeappeals@planninginspectorate.gov.uk