Council Offices
Priory Road
Spalding
Lincolnshire
PE11 2XE
Admin 01775 764723
DC Officers 01775 764703
facsimile 01775 762937
planningadvice@sholland.gov.uk
www.sholland.gov.uk

Mr Ian McDonald
3 North Road
Gedney Hill
Spalding
Lincs
PE12 0NL

TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H07-0810-18 **Date of Decision:** 23rd August 2018

Applicant: Mr Ian McDonald
3 North Road
Gedney Hill
Spalding
Lincs
PE12 0NL

Location: The Old Vicarage 3 North Road Gedney Hill Spalding

Description: Works to Gedney Hill Tree Preservation Order, No.1, 1984

Detailed Description:

Application with regard to a mature horse chestnut tree of considerable public amenity value identified as T4 of Gedney Hill Tree Preservation Order No. 1 1984. Beneath the tree is an extensive rotten cavity, which weakens the base of the tree. The tree could be substantially reduced to compensate for this, but would have very limited amenity value. Removal of the tree and the planting of a replacement would appear to be the sensible long term option.

Description of works:
'Horse chestnut it is hollow at the bottom needs to be removed.'

South Holland District Council hereby give notice that this application 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'.

3 The resulting stump (or what remains of it) of the tree should be ground out to at least 300mm below ground level, unless otherwise agreed with the District Council, to help reduce the risk of the stump harbouring decay fungi which could infect nearby trees.

Notes:

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

It may be advisable to obtain the opinion of a qualified arboriculturist regarding the potential effect that the removal of the tree could have on nearby built structures.

In this case the duty of the landowner is to plant another tree, of an appropriate size and species, at the same place and as soon as reasonably possible.

It is recommended that the tree is replaced with a further tree of the horse chestnut or Aesculus family (with the exception of Aesculus parviflora) as near as reasonably practicable to the position of the original tree within a period of two years. Ideally the replacement should be at least 1.5 metres in height on planting, exception will be made if growing a replacement from a conker from the original within the time scale.

Modifications to the details may be made with the approval of the Local Planning Authority (South Holland District Council).

Please inform the Local Planning Authority as soon as replanting has taken place and indicate the position of the replacement tree. Section 207 of the Town and Country Planning Act 1990 empowers this Authority to issue a Notice formally requiring replacement trees to be planted.

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
Planning and Building Control Manager
South Holland District Council

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:

www.planningportal.gov.uk/planning/appeals/otherappealcasework/treepreservation

Alternatively a form can be obtained by writing to The Environment Team, Room 3/25 Hawk Wing, Temple Quay House, 2 The Square, Bristol, BS1 6PN or telephone on 0117 3728192

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

environment.appeals@pins.gsi.gov.uk