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TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H08-0126-22 **Date of Decision:** 10th March 2022

Applicant: Mr D Allen
Yew Tree House
1 Hall Drive
Gosberton
Spalding
PE11 4LX

Location: Yew Tree House 1 Hall Drive Gosberton Spalding

Description: Works to Gosberton Tree Preservation Order No 1 1957

Detailed Description:

Application to remove a mature sycamore tree and two small dead trees, in the grounds of Yew Tree House, 1 Hall Drive. The trees are within Group Six of Gosberton Tree Preservation Order No 1 1957. The property is also within Gosberton Conservation Area. Please see the sketch plan which accompanies the Application for the position of the trees.

'1. Removal of 2 dead trees, south eastern side of entrance to Hall Drive adjoining parkland. Replacement Prunus tree to be planted.

2. Removal of old sycamore.
Tree is located on ground adjacent to public footpath on Gosberton High Street.

The tree has been inspected and concern's have been raised as to the condition of main trunk cracking and signs of large branches with faults.

Concerns have been raised in view to pedestrians safety going to and from the local school along with the high volume of traffic using the High Street.

Replace with a Red Maple 'Redpointe' tree.'

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'.

3 The resulting stumps of the trees should be ground out/removed, to at least 300mm below ground level, unless otherwise agreed with the District Council, to help reduce the risk of the stumps harbouring decay fungi, which could infect nearby trees.

Notes:

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

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 trees are replaced with one Prunus and one Red Maple 'Redpointe', of at least 1.5 metres in height on planting; as near as reasonably practicable to the position of the original trees within a period of twelve months.

Please inform the Local Planning Authority as soon as replanting has taken place and indicate the position of the replacement trees. 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 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 and return it to PiNS electronically via the email address:

environment.appeals@pins.gsi.gov.uk