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David Palmer Tree Services
5 Burnside Avenue
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PE6 8BJ

TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H08-0178-21 **Date of Decision:** 13th April 2021

Applicant: R McClements
12 Bowgate
Gosberton
Spalding
PE11 4ND

Location: 12 Bowgate Gosberton Spalding

Description: Works to Gosberton Tree Preservation Order No 1 1957

Detailed Description:

Application to remove a tree in the front garden of 12 Bowgate. The tree is within Group Three of Gosberton Tree Preservation Order No 1 1957.

Please see the aerial photo/plan which accompanies the Application to show the position of the tree.
Please also see the photographs.

'Remove 1 Beech tree, located in the front garden, this tree has decayed over the years and is in very poor condition, see pictures'.

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 The resulting stump 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. Take care not to damage the roots of trees nearby.

3 Work is to be carried out in accordance with BSI 3998 : 2010, 'Recommendations for Tree Work'.

4 Modifications to the details may be agreed with the Local Planning Authority.

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 tree is replaced with a further beech of at least 1.5 metres in height on planting as near as reasonably practicable to the position of the original tree within a period of twelve months.

Modifications to the details may be agreed with the Local Planning Authority.

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.

The beech has a least one hole/cavity present, this should be thoroughly checked out for bird's nest and roosting bats before works take place. It is recommended that consideration is given to putting up a nest box suitable for woodpeckers to nest in on another tree nearby to help compensate for the removal of the beech.



Phil Norman
Planning and Building Control Manager
South Holland District Council

DC_FINAL_DECISION - ODB:14

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