Council Offices
Priory Road
Spalding
Lincolnshire
PE11 2XE
Admin 01775 764725
DC Officers 01775 764703

planningadvice@sholland.gov.uk
www.sholland.gov.uk

Mrs S Cooper
5 Park Close
Gosberton
Spalding
PE11 4FA

TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H08-1278-21 **Date of Decision:** 20th January 2022

Applicant: Mrs S Cooper
5 Park Close
Gosberton
Spalding
PE11 4FA

Location: 5 Park Close Gosberton Spalding

Description: Works to Gosberton Tree Preservation Order No 13 1988.

Detailed Description:

Application to carry out works to a willow tree in the rear garden of 5 Park Close, Gosberton. The tree is within Area One of Gosberton Tree Preservation No.13 1988.

Please see plan accompanying the Application for the position of the tree in relation to its surroundings, there are also photographs held on file.

'Willow - Initial pollarding due to splitting of bark vertically up the trunk. Also rotting internally. This may lead to a need to fell the tree if the disease is found to be too bad.
The tree is located in the far left corner at the bottom of my garden. Close to Princebuild and No. 6 Park Close.'

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 If the tree is removed, the resulting stump 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 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.

In this case should the tree be removed, 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.

If the tree is removed, it is recommended that the tree is replaced with a further willow tree or other species of tree which enjoys damp soil conditions such as a species of alder, of at least 1.5 metres high 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 District Council.

Please inform the District Council 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 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