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TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H09-0014-23 **Date of Decision:** 20th February 2023

Applicant: The Order of St John Care Trust
Eyres Court
Whisby Way
Lincoln
LN6 3LQ

Location: Patchett Lodge Arthurs Avenue/Stukeley Road Holbeach Spalding

Description: Works to Holbeach Tree Preservation Order No. 10 1986

Detailed Description:

Trees within the grounds of Patchett Lodge.

All the trees are within Holbeach Conservation Area and are within Area One of Holbeach Tree Preservation Order No.10 1986.

Please see the annotated aerial photograph for the positions of the trees.

'T1 Silver birch. Storm damage. Fell to ground level.
T2 Sycamore. Dead specimen. Remove to ground level.
T3 Sycamore. Dead specimen. Remove to ground level.
T4 Conifer. Dead specimen. Remove to ground level.
T5 Beech. Fungus at base. Dismantle to ground level. (Meripilus giganteus).'

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. Please take care not to damage the roots of adjacent 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 to replace each of those felled.

It is recommended that the tree(s) are replaced with:
Silver birch of at least 1.5 m in height on planting.
Sycamore (only require one replacement as original trees grew very close together) of at least 1.5 m in height on planting.
Conifer such as a Serbian spruce / Korean fir / incense cedar or dawn redwood. of at least 1.0 -1.5 m in height on planting.
Beech of at least 1.5 m in height on planting.

To be planted as near as reasonably practicable, to the position of the original tree(s), 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
Head of Planning

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