

Mr C White
The Old Vicarage
Church Walk
Holbeach
Spalding
PE12 7DT

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

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

TOWN AND COUNTRY PLANNING ACT 1990 WORKS TO A PRESERVED TREE

Reference: H09-0596-23 **Date of Decision:** 25th August 2023
Applicant: Mr C White
The Old Vicarage
Church Walk
Holbeach
Spalding
PE12 7DT
Location: The Old Vicarage Church Walk Holbeach Spalding
Description: Works to Holbeach Tree Preservation Order No 32 2011

Detailed Description:

Application/Notification to carry out works to trees in the grounds of the The Old Vicarage, Church Walk. All of the grounds and trees are within Holbeach Conservation Area whilst some of the trees are the subject of Holbeach Tree Preservation Order No 32 2011. (Please see plan accompanying Application.)

The Description Of Works is as agreed, following a visit by the Trees and Nature Conservation Officer on 17th August 2023 and includes clarification of the protected trees involved. (The actual Identification Numbers of trees subject of the proposed works do not match those in the Application, but refer to the same trees).

The two oaks which are preserved to the immediate north of the entrance gateway are: The one near the edge of the drive which leans slightly (T1) and the straight one adjacent to the fence line (T2).

The multi-stemmed mixture of oaks/beechn in the same area are just the subject of Conservation Area protection.

It is the latter oaks which overhang the roadway and encroach on the house opposite:

To be selectively reduced to give highway clearance (height of 17 feet) and prevent immediate

encroachment on the house opposite; ideally make cuts back to existing growth points, the majority of the canopy overhanging the road to be pruned back to the fence line of The Old Vicarage as required. (As the overhang is pruned a clearer picture of the branch structure will be gained to see the exact extent of reduction needed, and whether any over-hanging higher branches are retained or not.)

On south side of entrance gateway, hazels in Group One may be pruned back from the road.

Oak Mature tree (T5) Reduce crown by one third, all cuts to be made to existing growth points, keeping as much branch tracery as possible, to leave a pleasing balanced shape.

In the Applicant's words:

'My concerns are the overall height of this tree, I would feel more comfortable if we could cut back the crown.

It sways significantly on windy days'.

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'.

Notes:

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

Please read 'Conditions' as 'Recommendations' for those trees within the Conservation Area but not the subject of a Tree Preservation Order.

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
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:

<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