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TOWN AND COUNTRY PLANNING ACT 1990 WORKS TO A PRESERVED TREE

Reference: H09-0646-26 **Date of Decision:** 17th August 2026
Applicant: William Stukeley C of E Primary School
Spalding Road
Holbeach
Spalding
Lincolnshire
PE12 7HG
Location: William Stukeley C Of E Primary School Spalding Road Holbeach Spalding
Description: Works to Holbeach TPO No 10 1986

Detailed Description:

Application to fell trees within the grounds of the William Stukeley C Of E Primary School.

The trees are within Area One of Holbeach Tree Preservation Order No 10 1986.

Please see the plan, and detailed report/letter containing resistograph readings taken on 25th November 2025.

'T933 - Ash - Fell and replace with Fraxinus ornus
T936 - Oak - Fell and replace with Quercus robur'

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 tree(s) are replaced with a *Fraxinus ornus* and a *Quercus robur* 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. It is recommended that the trees are fitted with appropriate tree guards until they are fully established. Ideally they should be watered regularly in dry periods for at least the first two or three years after planting to help ensure that their roots become properly established. The young trees can then take advantage of the long daylight hours of late spring and summer to grow rather than fight to survive in the sun.

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.

The report states with regard to T936 oak that the 'tree is a superb habitat for birds, insects etc. so once felled its retention on site if possible ideally in the woodland area in large pieces should be encouraged.' (Ideally not immediately adjacent to a healthy tree.) Similarly if the ash has evidence of beetle galleries in the wood, such as of lesser stag beetles; unless your tree consultant has a specific reason why not; such as possibly as it had an unidentified fungi on it, then it could be similarly located; but please check with your consultant first.

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
Assistant Director - Planning and Strategic Infrastructure
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