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## **TOWN AND COUNTRY PLANNING ACT 1990**

### **TREE WORKS IN A CONSERVATION AREA**

**Reference:** H11-0074-23 **Date of Decision:** 7th March 2023

**Applicant:** Long Sutton Parish Council  
Parish Council Office  
London Road  
Long Sutton  
Spalding  
PE12 9EA

**Location:** Cinder Ash Park London Road Long Sutton Spalding

**Description:** Works to Trees in Long Sutton Conservation Area

#### **Detailed Description:**

Notification to remove an oak tree in Cinder Ash Park, London Road. Please see the plan accompanying the Notification to show the position of the tree.

'The tree bark has been stripped by vandals and is dead. Attached photograph depicts damage and condition of tree.'

'Removal of dead oak tree and re-plant with oak sapling. Tree No. 28 on attached map.'

**South Holland District Council has considered the proposal and has no objections, subject to any recommendation set out below;**

- 1 That the proposed work is carried out within two years of the date of this letter of 'No Objection'.
- 2 Work is to be carried out in accordance with BSI 3998 : 2010, 'Recommendations for Tree Work'.
- 3 The resulting stump of the tree should be ground out to at least 300mm below ground level, to help reduce the risk of the stump harbouring decay fungi which could infect

nearby trees. Should the actual tree be removed, see below.

#### Notes:

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

A thorough survey of the tree will require to be undertaken before it is felled to check that there are no cavities which could contain nesting birds,( to name a few, such as wood peckers, blue tits or tree creepers). A survey should also be made to check that there are no roosting/hibernating bats present.

As an alternative to removal, such a pollarded tree; could be retained in the short term and made into a sculpture,( perhaps not if vandals currently a real problem.) or kept for wildlife to inhabit. Should the tree be retained and decay fungal fruiting bodies appear, the fruiting bodies should ideally be disposed of to help prevent infection of healthy trees.

In this case the duty of the landowner is to plant another tree to replace the dead one, 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 young oak of at least 1.0-1.5 metres in height on planting; as near as reasonably practicable, to the position of the original tree, within a period of twelve months, as stated in the Notification. Recommend that a substantial galvanised wire or other tree guard is installed to protect the tree until established, and that the tree is regularly watered in dry periods for a minimum of the first year.

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.



**Phil Norman**

