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TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H13-0495-26 **Date of Decision:** 20th July 2026

Applicant: Moulton Parish Council
St Lamberts Hall
Hall Gate
Weston
Spalding
PE12 6RH

Location: Moulton Park Bell Lane Moulton Spalding

Description: Works to Moulton Tree Preservation Order No 6 1985

Detailed Description:

Norway maple within and to the western side of Moulton Park.

The tree is identified as T170 of Moulton Tree Preservation Order No. 6 1985.

Notes by Trees and Nature Conservation Officer from 9th September 2022:
Norway maple identified as T170 of Moulton Tree Preservation Order No.6 1985.
The tree has had a major portion of the tree split away in the past leaving a low area of potential decay in the trunk, and an unbalanced structure.

In the words of the Applicant: ' Tree on side with roots exposed in an area close to the existing play area. Removal required including root to clear for the safety of children to play football.'

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 stump of the tree should be ground out 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 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 Norway maple tree is replaced with a further Norway maple or a field maple of at least 1.5 metres on planting, as near as reasonably practicable, (bearing in mind the future use of the ground where the current tree grows) to the position of the original tree, within a period of twelve months.

The tree will require regular watering in dry periods for at least the first two years after planting to help ensure that its roots become fully established. It is recommended that the tree is protected with a suitable tree guard to protect it from damage by mammals.

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
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