

M W Goose Tree Care
Hagbeach Lodge
Whaplode Drove
Spalding
Lincolnshire
PE12 0SP

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: H14-0860-22 **Date of Decision:** 12th January 2023

Applicant: Mr A Keeling
C/O M W Goose Tree Care
Hagbeach Lodge
Whaplode Drove
Spalding
PE12 0SP

Location: Gallery Walk & Birch Close Pinchbeck Spalding

Description: Works to Pinchbeck Tree Preservation Order No 12 1997

Detailed Description:

A small tree of heaven situated in the south western corner of the green area at the end of the Captains Beck development in Pinchbeck. The tree sits against the fence line of 29 Gallery Walk.

The tree is identified as T1 of Pinchbeck Tree Preservation Order no. 12 1997.

'T1 Tree of heaven, fell and remove.'

Tree had advanced basal decay and horizontal cracking and was in danger of falling.

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/removed 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. Clearance has been obtained from the Operations Engineer of the Welland and Deeping Internal Drainage Board for this to take place; as the tree concerned was in a Drainage Board easement strip.

It is recommended that the tree is replaced with a rowan or similar relatively small growing tree of at least 1.5 metres high on planting; as near as reasonably practicable, to the position of the original tree, within a period of twelve months.

It is recommended that the replacement tree be protected with an appropriate tree guard until established to prevent vole/rabbit damage; also that the tree be staked, but the ties must be adjusted as it grows and eventually removed. Ideally the newly planted tree to be watered in dry periods for at least the first one/ two years; to enable it to take advantage of the long daylight hours of spring and summer to establish an extensive root base rather than fighting to survive in the hot summer sun.

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
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