Mr M Tedbury
8 Haverfield Road
Spalding
Lincolnshire
PE11 2XP

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: H16-0589-24 **Date of Decision:** 27th August 2024

Applicant: Mr M Tedbury
8 Haverfield Road
Spalding
Lincolnshire
PE11 2XP

Location: 8 Haverfield Road Spalding

Description: Works to Spalding Tree Preservation Order No 75 2008

Detailed Description:

Application with regard to works to trees within the grounds of 8 Haverfield Road, contents were amended and agreed following visit by Trees and Nature Conservation Officer on 25th July 2024.

The sycamore, oak and horse chestnut are the subject of Spalding Tree Preservation Order No 75 2008.

The ash is not subject to the Tree Preservation Order.
The grounds are within Spalding Conservation Area, so the ash is subject to Conservation Area restrictions.

Please see map 2 accompanying the application for the positions of the former. Reference numbers are as in the Tree Preservation Order.

T8 Horse chestnut in very poor condition. Fell and replace.

T16 Sycamore fell to give space for adjacent young oak tree identified as T17 to grow.

Ash, young tree growing very close to the eastern wall of the adjacent Lighthouse Church, growing within the grounds of 8 Haverfield Road. Fell.

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 Where possible the resulting stumps of the trees to be removed 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 stumps harbouring decay fungi which could infect nearby trees. Please take care not to damage the roots of adjacent trees in the process.

Notes:

Please read 'Conditions' as 'Recommendations' with regard to the ash tree.

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

It may be advisable to obtain the opinion of a qualified arboriculturalist regarding the potential effect that the removal of the ash tree could have on nearby built structures.

With regard to the horse chestnut, 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 red horse chestnut tree is replaced with a further red horse chestnut 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. The new tree will be subject to the original Order.

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