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N J Pacey Landscaping
49 Haybarn Road
Deeping St Nicholas
Spalding
PE11 3EJ

TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H19-0183-17 **Date of Decision:** 19th April 2017

Applicant: Mr & Mrs Okane
The Oaks
251 Broadgate Road
Sutton St Edmund
Spalding
PE12 0LT

Location: The Oaks 251 Broadgate Road Sutton St Edmund Spalding

Description: Works to Sutton St Edmund Tree Preservation Order No 2 1989

Detailed Description:

Retrospective application to remove a horse chestnut tree which was located in the south eastern corner of Group Two of Sutton Saint Edmund Tree Preservation Order No 2 1989, at the property known as 'The Oaks,' Broadgate Road, Sutton Saint Edmund. The tree was located on the corner of 'Broadgate and Chapel Road'. The tree was removed with consent on 22nd February 2017 prior to strong winds forecast on 23rd February 2017 'Storm Doris'.

Application to fell horse chestnut: 'Ganoderma fungal fruiting body (FFB) at Base East, Multiple Ganoderma FFB at 2.5m East, Polyporus squamosus on Buttress South East, Major Bark death on East Stem, evidence of significant timber decay on main stem East and Cavity at base South West, unidentified FFB on West stem at 1 metre'.

South Holland District Council hereby give notice that this application 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 tree is replaced with a further 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 tree to be protected by tree guards to help reduce vole/rabbit damage and stock proof fencing if appropriate until established.

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 at their Lincoln office on 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 at their Lincoln office on 03000 603900 before works proceed.



Paul Jackson
Place Manager
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:

www.planningportal.gov.uk/planning/appeals/otherappealcasework/treepreservation

Alternatively a form can be obtained by writing to The Environment Team, Room 3/25 Hawk Wing, Temple Quay House, 2 The Square, Bristol, BS1 6PN or telephone on 0117 3728192

If you visit the Planning Portal web site you will be able to complete the appeal form adn return it to PiNS electronically via the email address:

environment.appeals@pins.gsi.gov.uk