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Mrs L Gilding
Beech House
Rectory Road
Tydd St Mary
Wisbech Cambs
PE13 5QL

# TOWN AND COUNTRY PLANNING ACT 1990
# WORKS TO A PRESERVED TREE

**Reference:** H21-0160-18 **Date of Decision:** 9th April 2018

**Applicant:** Mrs L Gilding
Beech House
Rectory Road
Tydd St Mary
Wisbech Cambs
PE13 5QL

**Location:** Beech House Rectory Road Tydd St Mary Spalding

**Description:** Works to Tydd St Mary TPO No. 2 1978

**Detailed Description:**

Application to carry out works on two trees within the grounds of Beech House, Rectory Road, Tydd Saint Mary. The trees are in Area One of Tydd Saint Mary Tree Preservation Order No.2 1978. Please see the plan accompanying the application for the positions of the trees in question. Please also see photographs of the trees on the file which accompanied the application.

'No.3 Willow tree.
To reduce by 40% in height, the tree encroaches onto the neighbours roof.

No.4 Prunus tree.
Has fungi growing near the base, we would like to fell this tree as it is very close to our neighbours house, (Picture No.4) it has grown between our gardens through the fence. We feel this tree is hazardous and maybe rotten inside, we have high winds and are worried it may fall onto the neighbours house. We will re-plant a flowering cherry further down the garden away from the neighbours garden and house.'

## 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 removed/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 Prunus tree is replaced with a flowering cherry of at least 1.5 metres high on planting as near as reasonably practicable (bearing in mind the constraints of the present situation) to the position of the original tree, within a period of twelve months.

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.



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