



# B O S T O N BOROUGH COUNCIL

Municipal Buildings, West Street, Boston, Lincolnshire, PE21 8Q

**Town and Country Planning Act 1990  
Town and Country Planning (Tree Preservation)  
England Regulation 2012**

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## WORKS TO TREES PROTECTED BY A TREE PRESERVATION ORDER

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**Application Reference: B/22/0174**

Applicant: John Murray  
284, London Road  
Wyberton  
Boston  
PE21 7AU

Tree Preservation Order Ref No. Wyberton No. 5  
**284, London Road, Wyberton, Boston PE21 7AU**

**Application for works to trees subject to a Tree Preservation Order (Wyberton No. 5) to include:**

- T1 - Silver birch 2M reduction and remove a number of branches**
- T3 - Oak tree Reduce by 20%, remove dead wood and reshape**
- T5 - Chestnut tree Reduce by 25%, remove dead wood and reshape**

I refer to the above application, which was received by Boston Borough Council on and gives notice that you wish to undertake the following work as described on your application;

In pursuance of their powers under the above mentioned Act and Regulations, Boston Borough Council as Local Planning Authority, hereby issue a **split decision** for the proposed works.

The Council **GRANTS CONSENT** to carry out the following elements of the proposed tree works:-

- T1 - Silver birch 2M reduction and remove a number of branches
- T3 - Oak tree Reduce by 20%, remove dead wood and reshape



The Council hereby **REFUSE TO GRANT CONSENT** to carry out the following elements of the proposed tree works;

- T5 - Reduce by 25% and reshape for the following reason:

The tree is showing signs of Bleeding Cankor of Horse Chestnut and the pruning of branches would have a negative impact on the resilience of the tree to this disease, impacting its health and longevity.

Unless otherwise stated within the conditions above;

- All works should be completed within two years of the date of this notice.
- This consent only allows for the identified works to be carried out once.
- All works should be carried out in accordance with the British Standard BS 3998:2010 – Tree Work-Recommendations.

Decision Date; 01-Jun-2022



**Mike Gildersleeves**  
**Assistant Director – Planning**  
**Boston Borough Council and East Lindsey District Council**

## **INFORMATION**

### **HUMAN RIGHTS ACT 1998**

It is considered that a decision made in accordance with the Legislation contained within the Town and Country Planning Act 1990 and the Town and Country Planning (Trees) Regulations 1999 would not result in any breach of Convention Rights.

### **YOUR RIGHT OF APPEAL**

If you disagree with our decision, you can appeal to The Secretary of State. If you want to appeal, you must do so by writing to the address listed below within 28 days from the date you receive this decision.

Forms of appeal may be obtained from:-

[www.gov.uk/government/publications/tree-preservation-order-appeal-form](http://www.gov.uk/government/publications/tree-preservation-order-appeal-form)

TPO Appeal Team are based at:

Environment Appeals Team  
Trees and Hedges  
3A Eagle Wing  
Temple Quay House  
2 The Square  
Temple Quay  
Bristol  
BS1 6PN

E-mail: [environment.appeals@planninginspectorate.gov.uk](mailto:environment.appeals@planninginspectorate.gov.uk)

Telephone: 0303 444 5584

### **COMPENSATION**

If you suffer any loss or damage as a result of this decision, you may be entitled to recover compensation from the Council. If you wish to make a claim you must do so within 12 months from the date of this decision (or if you appeal to the Secretary of State, within 12 months from the date of his decision). Claims should be made in writing to:

Boston Borough Council  
Municipal Buildings  
West St  
Boston  
PE21 8QR