



SOUTH
KESTEVEN
DISTRICT
COUNCIL

IMPORTANT - THIS COMMUNICATION MAY AFFECT YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (TREE PRESERVATION)
REGULATIONS 2012

Tree preservation order: SOUTH KESTEVEN DISTRICT COUNCIL (LAND BETWEEN , 5 AND 7 POINTON ROAD, BILLINGBOROUGH) TREE PRESERVATION ORDER 2024 REFERENCE NO.T24/0006

THIS IS A FORMAL NOTICE to let you know that on *2nd July 2024* we made the above tree preservation order.

A copy of the order is enclosed. In simple terms, no one is allowed to cut down, top or lop without our permission any of the trees described in the 1st Schedule of the order and shown on the map.

Some information about tree preservation orders can be found in Planning Practice Guidance notes on the link below:-

<http://planningguidance.planningportal.gov.uk/blog/guidance/tree-preservation-orders/tree-preservation-orders-general/>

The Council made this order because the oak tree is a medium sized with high public visibility. It contributes to the Pointon Road street scene. The loss of this tree would harm the character of the landscape and its enjoyment by members of the public.

The factors have been considered and it is recommended a TPO is justified in the case of the oak tree in the verge outside 5/7 Pointon Road in Billingborough.

A Tree Evaluation Method for Preservation Orders (TEMPO) assessment has been carried out. The tree scores 12 which falls inside the TPO defensible score.

The order came into force, on a temporary basis, on *27th June 2024* and will remain in force for six months. During this time, we will decide whether the order should be given permanent status.

People affected by the order have a right to object or make comments on any of the trees or woodlands covered before we decide whether the order should be made permanent.

If you would like to make any objections or comments, please make sure we receive them in writing by **30nd July 2024**. Your comments must meet Regulation 6 of the Town and Country Planning (Trees) Regulations 2012 (a copy is attached). Please send your comments to:- Planning and Growth, South Kesteven District Council, Council Offices, The Picture House, St Catherines Road, Grantham, Lincs, NG31 6TT. We will carefully consider all objections and comments before deciding whether to make the order permanent.

We will write to you again when we have made our decision. In the meantime, if you would like any more information or have any questions about this letter, please contact the Case Officer **Richard Jones** at the above address - Telephone No: 01476 406080

Dated: *2nd July 2024*

Signed:



Assistant Director Planning and Growth on behalf of South Kesteven District Council,
Council Offices, The Picture House, St Catherines Road, Grantham, Lincs, NG31
6TT

Town and Country Planning Act 1990

THE SOUTH KESTEVEN DISTRICT COUNCIL (LAND BETWEEN 5 AND 7 POINTON ROAD, BILLINGBOROUGH, TREE PRESERVATION ORDER 2024

1. South Kesteven District Council, in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990 make the following Order—

Citation

1. This Order may be cited as SOUTH KESTEVEN DISTRICT COUNCIL (LAND BETWEEN 5 AND 7 POINTON ROAD, BILLINGBOROUGH, NG34 0LW) TREE PRESERVATION ORDER 2024

Interpretation

2.— (1) In this Order “the authority” means the [name of Council making the Order].

(2) In this Order any reference to a numbered section is a reference to the section so numbered in the Town and Country Planning Act 1990 and any reference to a numbered regulation is a reference to the regulation so numbered in the Town and Country Planning (Tree Preservation) (England) Regulations 2012.

Effect

3.— (1) Subject to article 4, this Order takes effect provisionally on the date on which it is made.

(2) Without prejudice to subsection (7) of section 198 (power to make tree preservation orders) or subsection (1) of section 200 (tree preservation orders: Forestry Commissioners) and, subject to the exceptions in regulation 14, no person shall—

(a) cut down, top, lop, uproot, wilfully damage, or wilfully destroy; or

(b) cause or permit the cutting down, topping, lopping, uprooting, wilful damage or wilful destruction of,

any tree specified in the Schedule to this Order except with the written consent of the authority in accordance with regulations 16 and 17, or of the Secretary of State in accordance with regulation 23, and, where such consent is given subject to conditions, in accordance with those conditions.

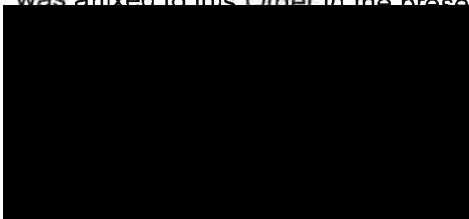
Application to trees to be planted pursuant to a condition.

4. In relation to any tree identified in the first column of the Schedule by the letter “C”, being a tree to be planted pursuant to a condition imposed under paragraph (a) of section 197 (planning permission to include appropriate provision for preservation and planting of trees), this Order takes effect as from the time when the tree is planted.

Dated this **2 July 2024**

[The Common Seal of South Kesteven District Council

was affixed to this Order in the presence of—



[CONFIRMATION OF ORDER

[This Order was confirmed by *[insert name of Council]* without modification on the [] day of *[insert month and year]*]

OR

[This Order was confirmed by the *[insert name of Council]*, subject to the modifications indicated by *[state how indicated]*, on the [] day of *[insert month and year]*]

[Signed on behalf of the *[insert name of Council]*

.....

Authorised by the Council to sign in that behalf]

[DECISION NOT TO CONFIRM ORDER

[A decision not to confirm this Order was taken by *[insert name of Council]* on the [] day of *[insert month and year]*]

[Signed on behalf of the *[insert name of Council]*

.....

Authorised by the Council to sign in that behalf]

[VARIATION OF ORDER

[This Order was varied by the *[insert name of Council]* on the [] day of *[insert month and year]* by a variation order under reference number *[insert reference number to the variation order]* a copy of which is attached]

[Signed on behalf of the *[insert name of Council]*

.....

Authorised by the Council to sign in that behalf]

[REVOCACTION OF ORDER

[This Order was revoked by the *[insert name of Council]* on the [] day of *[insert month and year]*]

[Signed on behalf of the *[insert name of Council]*

.....

Authorised by the Council to sign in that behalf]

SCHEDULE

Specification of trees

Trees specified individually.

(encircled in black on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	OAK TREE	LAND BETWEEN 5 AND 7 POINTON ROAD, BILLINGBOROUGH, NG34 0LW

Trees specified by reference to an area

(within a dotted black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
NONE		

Groups of trees

(within a broken black line on the map)

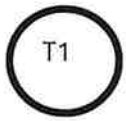
<i>Reference on map</i>	<i>Description (including number of trees of each species in the group)</i>	<i>Situation</i>
NONE		

Woodlands

(within a continuous black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
NONE		

LAND BETWEEN 5 AND 7 POINTON ROAD, BILLINGBOROUGH, NG34 0LW



T1 Oak Tree



REPRESENTATION GUIDANCE

SOUTH KESTEVEN DISTRICT COUNCIL (**LAND BETWEEN 5 AND 7 POINTON ROAD, BILLINGBOROUGH**) TREE PRESERVATION ORDER 2024 – REFERENCE NUMBER T24/0008

To submit a representation on the temporary Tree Preservation Order above please read the information provided below.

Objections and representations

6.—(1) Subject to paragraph (2), objections and representations—

(a) shall be made in writing and—

(i) delivered to the authority not later than the date specified by them under regulation 5(2)(c);
or

(ii) sent to the authority in a properly addressed and pre-paid letter posted at such time that, in the ordinary course of post, it would be delivered to them not later than that date;

(b) shall specify the particular trees, groups of trees or woodlands (as the case may be) in respect of which such objections and representations are made; and

(c) in the case of an objection, shall state the reasons for the objection.

(2) The authority may treat as duly made objections and representations which do not comply with the requirements of paragraph (1) if, in the particular case, they are satisfied that compliance with those requirements could not reasonably have been expected.

To reduce the chances of identity theft the following is suggested:

Please omit personal information such as telephone numbers or email addresses from correspondence.

If you wish to send in representations by email, you should send them as an attachment to the email rather than in the email itself.

The Council will consider unsigned representations but does require a name and a postal address.

Note:

Please note the Under Part II of the Town and Country Planning Act 2012 and in the Town and Country Planning (Trees) Regulations 6, Tree Preservation Orders (TPO) and all associated documentation, such as TPO objections, comments in favour of a TPO, TPO tree works applications and decisions, Conservation Area tree works notifications and decisions, are essentially public documents. These are published online and under the requirements of The Act are available for inspection by the public, applicants, and Councillors.

