

MH Architects Limited
Ground Floor
Bicentennial Building
Southern Gate
Chichester
PO19 8EZ

Date: 14th April 2022

Please ask for: Mr S Davis
Tel: 01903 737874

Your Ref:

Our Ref: AL/17/22/DOC

Dear Mr Purdy,

Town & Country Planning Act 1990 (as amended)
Town and Country Planning (Development Management Procedure) (England) Order 2015
Approval of details reserved by condition imposed under AL/42/19/PL relating to conditions 3-
Construction Method Statement & 5-fence protection for trees.
Nyton House Nyton Road Westergate PO20 3UL

Notification regarding the above application:

Condition Number 5

All the trees shown on the landscaping plan 330-01-02A as "to be protected and retained" and any trees whose canopies overhang the site shall be protected by strong fencing, the location and type to be previously approved in writing by the local planning authority. The fencing shall be erected in accordance with the approved details before any equipment, machinery or materials are brought onto the site for the purposes of the development, and shall be maintained until all equipment, machinery and surplus materials have been removed from the site. Nothing shall be stored or placed within any fenced area, and the ground levels within those areas shall not be altered, nor shall any excavation be made, unless specified in the previously approved details.

Decision:

Arun District Council have decided to **REFUSE details reserved by condition for the following reasons:**

It is noted that the wording of the condition does not require the submission of details to the Local Planning Authority for approval. Therefore this is not a condition that can be discharged and the only course of action available is to issue a refusal.

However, provided that you are content that the tree protection measures have been installed exactly in accordance with the approved details then this condition does not prevent you from commencing.

Please note that the measures must be maintained until all equipment, machinery and surplus materials have been removed from the site.

Should you wish, you can contact our Tree Officer separately to have him come to site to check and provide you with an informal view.

Please do not hesitate to contact the above officer if you require any further assistance.

Yours sincerely

A handwritten signature in black ink, appearing to be 'NC' followed by a flourish and a period.

Neil Crowther
Group Head of Planning