



Town & Country Planning Act 1990 (as amended)
Town & Country Planning (Tree Preservation) (England)
Regulations 2012

**Application for Works to Tree(s) on trees subject to a Tree
 Preservation Order (TPO)**

DECISION NOTICE

Application Ref: AW/136/18/T

1 To Addressee

Mrs E Harrington
 Fairfield
 1 Regis Avenue
 Aldwick Bay Estate
 Bognor Regis
 West Sussex
 PO21 4HQ

2 Site Address

Fairfield
 1 Regis Avenue

 PO21 4HQ

3 Description of Development

Crown lift 1No. Incense Cedar by 4m from ground level

In pursuance of their powers under this Act and these Regulations the Council **REFUSE** consent for the operations described in the application and plan for the reasons stated.

- 1 This tree is rapidly developing to become a significant feature in the local street scene and appears to be in adequately sound and healthy condition. The tree surgery proposed in the application is likely to harm its vitality and consequently be detrimental to the visual amenities of the locality.

INFORMATIVE: The tree officer has made the following comments about a REVISED application:-

·I would like to see the applicant re-submit with a revised work specification such as detailed below, which would address the issue of carriageway encroachment whilst preventing a diminution of the tree's existing (and potential) landscape and public amenity value:

1x Himalayan cedar

- Reduce or remove branches as necessary to achieve a maximum of 5m overhead clearance above carriageway and to an extent no more than 30cm back behind grass verge edge.

On receipt of the above revised tree work specification, I would be able to recommend Consent, subject to the following conditions:

Conditions To Be Applied to Approved Work: -

-The extent of overhead clearance achieved following branch reduction/removal must not exceed 5metres directly above the carriageway and 2metres on all other aspects.

-Where whole branches are to be removed and final cuts made close to the trunk or branch union they are to be made as shown in Figure 2 of BS3998:2010

-Where branches are to be shortened back the final cuts are to be made at the correct angle shown in BS3998:2010 and adjacent to a live bud or lateral.

Reasons: In the interests of the trees continued health and vitality and to accord with current industry guidelines and sound arboricultural practice.



Neil Crowther
Group Head of Planning

Case Officer: Miss C Burrows

Date of Decision:

4 October 2018

Arun District Council
The Arun Civic Centre
Maltravers Road
Littlehampton
West Sussex BN17 5LF

IT IS IMPORTANT THAT YOU READ THE NOTES ATTACHED TO THIS DOCUMENT

NOTES RELATING TO APPLICATIONS TO CARRY OUT WORKS TO TREES

Appeals under Regulation 19 of the Town and Country Planning (Tree Preservation) (England) Regulations 2012

If you are aggrieved by the local planning authority's decision to refuse consent, you can appeal to the Secretary of State within 28 days of the date of this notice.

Your appeal should be made on the relevant TPO (consents) appeal form obtained from the planning inspectorate. You can find the form and advice about making an appeal at <https://www.gov.uk/appeal-decision-about-tree-order>

You may also obtain a form by telephoning or writing to The Planning Inspectorate, Environment Team, Room 2/25 Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN or you can e-mail: environment.appeals@pins.gsi.gov.uk

COMPENSATION

If you suffer loss or damage which is caused or incurred in consequence of this refusal of consent, you are entitled to recover from the Council compensation in respect of such loss or damage. 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 First Secretary of State, within 12 months from the date of his decision). Claims should be submitted in writing to the Head of Planning Services, Arun District Council, Maltravers Road, Littlehampton, West Sussex, BN17 5LF.

Please note that this decision notice only relates to matters under the Planning Acts and does not give consent under any other legislation that may apply to the development. You will need to carry out your own checks to determine whether any other consents or permissions are required. For example, the Building Regulations are likely to apply to most developments, and a Highways Licence may be required from West Sussex County Council for any development within the