

DECISION NOTICE

Application Ref: AW/338/20/T

1 To Addressee

Mr Philip Gilbey
39 The Drive
Bognor Regis
PO21 4DT

2 Site Address

Blue Haze
37 The Drive
Aldwick
PO21 4DT

3 Description of Development

Oak (T1) - Reduce crown by up to 3m to height 12m and spread 6m due to excessive shading.
Oak (T2) - Reduce crown by up to 3m to height 11m and spread 5m due to excessive shading, and sever ivy.

4 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 There is insufficient extension of new growth since the last major pruning operations (c2016); so that repeat crown reduction at this time (or within the next 2years) would be too early in the management cycle and likely have a negative effect on their long-term vitality. It is not accepted that excessive shading is impacting substantially on the enjoyment of any dwelling or garden.



Neil Crowther
Group Head of Planning

Case Officer: Miss Z Toppin
Decision Issued: **5th January 2021**

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 Group Head of Planning, 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 public highway (including the placing of skips on highway land).