

Nicola Moore

From: Mark Warwick
Sent: 01 July 2021 15:54
To: Nicola Moore
Subject: RE: BN/72/21/T

Follow Up Flag: Follow up
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Hi Nicky

It is important for Ms Butler and her contractor to understand that a Tree Preservation Order persists even once the tree has expired. In this case, the tree appears to have been dead for some time and then colonised by decay fungi. It is clearly exempt from an application and the required five working day notice has in effect already been provided. They can proceed with the removal of the dead sycamore.

They state on their application form that it is not their intention to plant a new tree. It is also important for the applicant to be aware that a legal duty exists to replace the tree once felled.

My recommendations are as follows:

1. The applicant be advised to withdraw their application and proceed with the removal of the tree at their convenience.
2. The applicant is advised of their duty to plant a replacement tree. The new tree should be a sycamore (*Acer pseudoplatanus*) and planted within 5metres of the felled tree, as soon as the land owner can reasonably do this but within 12months. Under section 206 of the Town and Country Planning Act 1990, a replacement tree planted because of the duty is automatically protected by the original Order. This is to be of Standard Nursery Stock proportions (10-12cm girth & 2m to 3m overall height) supported on a 'short stake' system with appropriate securing ties and pads.

Kind regards,

Mark

From: Nicola Moore [REDACTED]
Sent: 21 June 2021 11:24
To: Mark Warwick <mark.warwick@arun.gov.uk>
Subject: BN/72/21/T

Hi Mark

Please find attached photos and application form to fell 1 No. Sycamore tree that is covered by TPO/BN/3/00.

The application was put on hold for additional information, and the applicant has now sent the reply below. Please can you confirm that the tree is exempt or if an application is still required.

Many Thanks

Nicky

Nicky Moore
Technical Support Assistant, Planning



Arun District Council, Civic Centre, Maltravers Rd, Littlehampton, West Sussex, BN17 5LF

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From: Stephanie Butler

Sent: 17 June 2021 17:02

To: Nicola Moore

Subject: Fwd: 1, 2, Tree :-)

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

Please see the attached files in PDF format as you requested. I have called out a specialist today and he has confirmed that the tree is dead and said if I forward the photos to you then this can be clearly seen from the photos. He said that in these circumstances if the tree is dead then it is exempt from any TPO's. Is that correct?

I will wait to hear from you.

Kind regards

Stephanie Butler
PO22 OAX
The Old School House
Ref BN/72/21/T

Kind regards

Stephanie Butler

