



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: EG/50/13/T

1 To Addressee

Mr Martyn Bernard-Smith
 Shannock
 Church Lane
 Eastergate
 PO20 3UT

2 Site Address

Shannock
 Church Lane

 PO20 3UT

3 Description of Development

Top 1No. Beech tree by 4 metres, reducing the 20 metre spread to 12 metres.

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 It is not considered that the tree is dangerous nor that it significantly detracts from the functionality of the garden by light loss or leaf fall. As such there is no justifiable arboricultural reason for the tree to be crown reduced to the extent proposed and such a reduction would diminish the visual amenity that the tree currently provides to the streetscene and the Eastergate (Church Lane) Conservation Area in conflict with Policy AREA2 of the Arun District Local Plan.



Karl Roberts
Assistant Director Planning & Economic Regeneration

Case Officer: Mr S Davis

Date of Decision:

5 November 2013

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

TOWN AND COUNTRY PLANNING ACT 1990

YOUR RIGHT TO APPEAL

If you are aggrieved by the Councils' decision to refuse consent, you can appeal to the First Secretary of State. If you want to appeal, you must do so in writing to the Planning Inspectorate, The Environment Team, Room 4/04, Kite Wing, Temple Quay House, 2The Square, Temple Quay, Bristol BS1 6PN within 28 days from the date you receive this decision. The Secretary of State has discretion to allow a longer period.

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 public highway (including the placing of skips on highway land).