

Alison Owen
12, Bushby Avenue,
Rustington
West Sussex
BN16 2BZ

Your Ref: OWPC17785

Our Ref: R/14/18/T

18-01-2018

Please ask for:
Amber Willard

4th April 2018

Dear Sir/Madam

Town & Country Planning Act 1990 (as amended)

Town & Country Planning (Tree Preservation) (England) Regulations 2012

Raise crown of 1No. Cedar tree to 5.5m - 6m over carriageway
Land R/O 12 Bushby Avenue Rustington

Thank you for your internet representation made on 4th April 2018 which has been recorded as '**an objection**' with the comments as follows:

1. There are bats and a bat roost in this tree and both the bats and roost are protected by law.

2. No Protected Species Survey has been commissioned from a competent Environmental Consultant by the applicant. According to advice from West Sussex Police this survey should be commissioned and the results made available to the local planning authority to aid them making a decision on the application.

3. Mr G John, and Waverley Court Freehold Ltd (which is controlled by Mr. G John) have made two applications regarding the sycamore tree that stands adjacent to the Lebanon Cedar tree. The references are R/248/17/T and R/205/17/T and on both of these applications he was informed of the close proximity of the bats and disturbance to the bats needing to be avoided.

Mr John has acknowledged he has received this information and is aware of the presence of the bats and bat roosts in the Lebanon Cedar tree yet he has not commissioned any Protected Species Survey.

4.. No European Protected Species Licence has been obtained from Natural England by the applicant either.

5. Any work in any form whatsoever carried out on either the sycamore, or the cedar, without the above mentioned documentation is illegal and the police advise that the perpetrator would be liable for a large fine or custodial sentence.

Your views will be considered before the application is determined and I shall write to inform you of any decision made.

Please be aware that if the application is to be determined by the Council's Development Control committee and your letter has been received at a late stage after the Agenda has been published you will not receive a separate letter notifying you of the date of the meeting and procedures for public speaking. In such circumstances it is recommended that you track the progress of the application on the Council's website or telephone the Council for further information. Please be advised that any comments you make that are not included within the Committee Agenda will be reported to the Members of the Development Control committee. Please also be aware that only a small number of all planning applications received go the Development Control Committee. Most are determined under delegated powers by Officers in which case your comments will again be considered before the application is determined.

Please be aware that Planning Services operate an 'open file' policy and will publish details of your comments on the internet on the Arun District Council Planning section. Please ensure that you only provide information that you are happy will be made available in this way. If you supply information belonging to a third party, please ensure you have their permission to do so. If you do not wish your comments to appear on the 'open file' please confirm this in writing and I will arrange for it to be destroyed although this means that its contents will then be disregarded.

In the event of a subsequent written representations appeal, against a refusal of planning permission on a householder application, any representations made on the application will be automatically forwarded to the Secretary of State. Unlike all other types of appeal, there will be no further opportunity to comment at the appeal stage.

Yours faithfully

Neil Crowther
Group Head of Planning