Adur District Council

Development Management

Mr Peter Fuller
79 Upper Brighton Road
Worthing
West Sussex
BN14 9HZ

CONSENT UNDER TREE PRESERVATION ORDER

TOWN AND COUNTRY PLANNING ACT 1990
TOWN & COUNTRY PLANNING (TREES) REGULATIONS 1999 (AS AMENDED)

APPLICATION NUMBER: AWDM/0122/16

On behalf of: Ms Jayne Clark

In pursuance of their powers under the above-mentioned Act and Order, the Council hereby CONSENT to the following works that is to say:

Application for consent under Adur Tree Preservation Order 13.53/3/15(L) of 2015 to reduce radial spread and crown height by up to 2 metres to one London Plane tree T1.

18 Brierley Gardens Lancing West Sussex BN15 9EF

to be carried out in accordance with Plan and Application No. AWDM/0122/16 (as modified by the under-mentioned conditions, if any) submitted to the Council on 27/01/2016 subject to compliance with the conditions specified hereunder.

G Peck

Gary Peck
Planning Services Manager
Date: 01/04/2016

Adur District Council

Adur District Council, Development Management, Economy Directorate,
Portland House, 44 Richmond Road, Worthing, West Sussex, BN11 1HS
Tel: 01903 221065 Fax: 01903 221072 Minicom: 01903 204500
DX: 142965 Worthing 10 Web: www.adur-worthing.gov.uk

Ref: AWDM/0122/16

SCHEDULE

Conditions

01. The proposed works, hereby permitted, shall be restricted to those specified in the application only, unless otherwise agreed in writing with the LPA and carried out within two years from the date of consent and in accordance with the British Standard BS 3998: 2010 Tree Work.

Reason: *In the interest of visual amenity.*

Notes to Applicant

01. You are strongly advised to ensure that the tree surgeon carrying out the work is made aware of the above conditions. Should the works carried out exceed that which is permitted, then it may be open to the Local Planning Authority to take prosecution action against the owner of the tree(s) and the tree surgeon. If the applicant is unclear about any aspect of the specification for works, they are strongly advised to contact the Council's Arboricultural Officer prior to the commencement of the works.

02. The applicant's attention is drawn to the provisions of the Countryside & Rights of Way Act 2000. Under the Act, it is an offence both to intentionally or recklessly destroy a bat roost, regardless of whether the bat is in roost at the time of inspection. All trees should therefore be thoroughly checked for the existence of bat roosts prior to any works taking place. If in doubt, the applicant is advised to contact the Bat Conservation Trust at 15, Cloisters, 8, Battersea Park Road, London, SW8 4BG. Their telephone number is 020 7627 2629.

YOUR ATTENTION IS DIRECTED TO THE FOLLOWING NOTES FROM SCHEDULE 2 OF THE ABOVE REGULATIONS. THEY ARE FOR INFORMATION ONLY AND DO NOT PRETEND TO SET OUT THE WHOLE OF THE LAW ON THE SUBJECT. IT WOULD BE WELL FOR YOU TO CONSULT YOUR SOLICITOR IF YOU ARE IN ANY DOUBT.

1. Where an application is made to the authority for consent under the Order and that consent is refused by that authority or is granted by them subject to conditions, or where any certificate or direction is given by the authority, the applicant, if he is aggrieved by their decision on the application, or by any such certificate, or the person directed if he is aggrieved by the direction, may by notice under this section appeal to the Planning Inspectorate.

2. A notice under this section shall be served in writing within twenty-eight days from the date of notification of the decision, certificate or direction, as the case may be, or such longer period as the Planning Inspectorate may allow on a form obtainable from the Planning Inspectorate at Temple Quay, 2 The Square, Temple Quay, Bristol BS1 6PN or online at https://acp.planninginspectorate.gov.uk

3. Where an appeal is brought under this section from a decision, certificate or direction of the authority, the Planning Inspectorate, subject to the following provisions of this section, may allow or dismiss the appeal, or may reverse or vary any part of the decision of the authority, whether the appeal relates to that part thereof or not, or may cancel any certificate or cancel or vary any direction, and may deal with the application as if it has been made to him in the first instance.

4. Before determining an appeal under this section, the Planning Inspectorate shall, if either the appellant or the authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by the Planning Inspectorate for the purpose.

5. The decision of the Planning Inspectorate on any appeal under this section shall be final.

6. Where this notice conveys approval or permission, conditional or unconditional, please note that the decision given does not purport to convey any consent or approval which may be required under the Building Act and Building Regulations, or any other legislation.