Adur District Council

Planning, Regeneration and Wellbeing

Mr Stephen Duance
South Coast Tree Care
20A Windlesham Gardens
Shoreham-by-Sea
West Sussex
BN43 5AD

# PLANNING PERMISSION

**TOWN AND COUNTRY PLANNING ACT 1990**
**The Town and Country Planning (Tree Preservation) (England) Regulations 2012**

## APPLICATION NUMBER: AWDM/0772/16

Details of Development
**APPLICATION FOR CONSENT UNDER ADUR TREE PRESERVATION ORDER NO.13.53/02/06 (L) OF 2006 TO FELL AND REPLACE ONE ASH TREE OF AREA A1.**

Location of Development
**4 FAIRVIEW ROAD LANCING WEST SUSSEX BN15 0PA**

In pursuance of their powers under the above-mentioned Act and Order the Council hereby notify you that they PERMIT the above works, in accordance with the application and relevant correspondence registered on 19th May 2016.

This is for reasons stated on the schedule overleaf and subject to compliance with the conditions specified thereon.

G Peck

Gary Peck
Planning Services Manager
15/07/2016

## SCHEDULE

### Conditions

01. The proposed works, hereby permitted, shall be carried out in accordance with the following approved plans unless specified otherwise in a subsequent condition imposed on this decision notice.

| Reference/Drawing Number | Version | Date Rec |
|---|---|---|
| TREE IDENTIFICATION SKETCH | | 19.05.2016 |

**Reason:** *For the avoidance of doubt and in the interests of proper planning.*

02. The proposed felling of the Ash tree of area A1 identified on the applicants plan as T1, and its replacement shall be carried out in full within two years from the date of this consent and in accordance with details of the size species and position of the replacement tree planting to be agreed in writing with the Local Planning Authority.

**Reason**: *In the interest of visual amenity.*

03. If within five years following replanting, the replacement trees dies or becomes seriously diseased, another tree of the same size and species shall be planted in a similar position during the next planting season following the removal of the replaced tree, unless the Local Planning Authority gives written approval to any variation.

**Reason**: *In the interest of visual amenity.*

### Informatives / 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.

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**YOUR ATTENTION IS DIRECTED TO THE FOLLOWING NOTES FROM THE ABOVE ORDER. 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**

**Appeals to the Secretary of State**

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.