

COMMITTEE: Planning and Licensing

DATE: 6th November 2001

SUBJECT: Tree Preservation Order – Land at 9 Selwyn Road, Eastbourne East Sussex Order No: 72

REPORT OF: Head of Planning and Legal Services Manager

Ward: Upperton

Purpose: This report seeks confirmation of a Tree Preservation Order.

Contact: Miss Terry Morris Telephone 01323 415067 or internally on extension 5067.

Recommendations : That The Eastbourne Borough Council Tree Preservation Order (Land at Selwyn Road, Eastbourne, East Sussex) No. 72 (2001) be confirmed without modification

1. Introduction

- 1.1 On 15th May 2001 the Head of Planning exercised his delegated powers and authorised the making of a tree preservation order in respect of a tree on the above land. The tree is a Dutch Elm.

The Head of Planning took this action because the tree was under threat of felling, it is a mature elm, healthy and with normal vigour. It makes a significant impact on the visual amenities of the area and its loss would be severely detrimental.

The Order was made on 16th May 2001.

- 1.2 The Order will continue in force until the expiration of a period of six months from the making of the Order or the date on which the Order is confirmed, whichever first occurs.

2. Confirmation Procedure

3. Consultations

- 3.1 Copies of the Order and statutory notice have been served on the owners and occupiers of the land and adjoining land.
- 3.2 No representation and objections have been received. However a planning application has been submitted and if approved would result in the removal of the tree subject of this report. Please see application EB/2001/0565 which is also to be discussed in this meeting.

4. Human Resources

There are none.

5. Environmental Implications

The confirmation of the Order will ensure the protection of the trees, which make a significant contribution to the visual amenity of the area.

6. Human Rights

Whilst the owners have the right to the peaceful enjoyment of their property, the Council have the right to make the Order to preserve and protect the visual amenity to which the trees make a significant contribution.

7. Financial Implications

There are none.

8. Youth and Anti-Poverty Implications

There are none.

9. Conclusion

The trees make a significant contribution to the visual amenity of the area. We therefore recommend that the Tree Preservation Order be confirmed without modification.

**TIM COOKSON
HEAD OF PLANNING**

**MARK REYNARD
LEGAL SERVICES MANAGER**

Background Papers:

The Background Papers used in compiling this report can be found on file PL/2/32