

<b>COMMITTEE:</b>	<b>Planning and Licensing</b>
<b>DATE:</b>	<b>6 April 2004</b>
<b>SUBJECT:</b>	<b>Tree Preservation Order – Land at Ratton Drive, Eastbourne</b>
<b>REPORT OF:</b>	<b>Head of Planning and Legal Services Manager</b>
<b>Ward:</b>	<b>Ratton</b>
<b>Purpose:</b>	This report seeks confirmation of a Tree Preservation Order.
<b>Contact:</b>	Jenny Saunders Telephone 01323 415040 or internally on extension 5040
<b>Recommendations:</b>	That The Eastbourne Borough Council Tree Preservation Order (Land at Ratton Drive, Eastbourne, East Sussex) No. 94a (2003) be confirmed without modification
<b>1.</b>	<b><u>Introduction</u></b>

1.1	<p>On 24 November 2003 the Head of Planning exercised his delegated powers and authorised the making of a tree preservation order in respect of trees on the above land. The trees are 2 Ashes, 1 Purple Beech, 1 Sycamore, 1 Hornbeam and an area of mixed native woodland containing mainly Elm, Ash, Sycamore and Yew.</p> <p>The Head of Planning took this action because there is a threat of further large scale removals of trees and the Council considers that the trees make an enormous contribution to the visual amenities of the area, and their loss would be severely detrimental to those amenities.</p> <p>The Order was made on 27 November 2003. A copy of the Order plan is attached.</p>
1.2	<p>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.</p>
2.	<p><b><u>Confirmation Procedure</u></b></p>
	<p>The Committee must now decide whether to confirm the Order. The Committee may:</p> <ul style="list-style-type: none"> <li>· confirm an Order without modification or subject to such modification as it considers it expedient; or</li> <li>· decline to confirm the Order, in which case it lapses.</li> </ul> <p>Before making a decision the Committee must take into account any objections or representations made within the prescribed period.</p>
3.	<p><b><u>Consultations</u></b></p>
3.1	<p>Copies of the Order and statutory notice have been served on the owners and occupiers of the land and adjoining land.</p>
3.2	<p>The following is a summary of the representations and objections received together with the response of officers.</p> <p><b>Objection</b></p> <p>From a resident in Ratton Drive via Daltons Solicitors along with a report from HTP Consulting Civil and Structural Engineers regarding the saplings (particularly trees 4 and 5) designated as a woodland area which are vulnerable when there are high winds.</p>

4.	<b><u>Human Resources</u></b>
	There are none.
5.	<b><u>Environmental Implications</u></b>
	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.	<b><u>Human Rights</u></b>
	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.	<b><u>Financial Implications</u></b>
	There are none.
8.	<b><u>Youth and Anti-Poverty Implications</u></b>
	There are none.
9.	<b><u>Conclusion</u></b>
	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.
<b>TIM COOKSON</b>  <b>HEAD OF PLANNING</b>	<b>MARK REYNARD</b>  <b>LEGAL SERVICES MANAGER</b>

<b>Background Papers:</b>	
The Background Papers used in compiling this report can be found on file PL/2/54.	