



**Lewes District Council**



University of Sussex  
Level 4 Bramber House,  
University of Sussex  
Falmer  
East Sussex  
BN1 9QU

Our Ref: SDNP/19/03580/TCA  
Contact Officer: Mr Daniel Wynn  
Tel. No.: 01273 471600

22nd August 2019

Dear Sir/Madam

**TOWN AND COUNTRY PLANNING ACT 1990 (as amended)  
(Tree Preservation) (England) Regulations 2012**

**Proposal: I no Sycamore - Remove**

**Site Address: Street Record, Eastern Ring Road, University of Sussex, Falmer, East Sussex**

Please find enclosed the Decision Notice in relation to the above application.

Yours faithfully

**TIM SLANEY**  
Director of Planning  
South Downs National Park Authority





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**[provisional] Tree Preservation Order (No.2) 2019; Caxton Court, Park Street, Falmer:**

**REFUSAL OF PLANNING PERMISSION**

In pursuance of its powers under the aforementioned Act and Order, the South Downs National Park Authority, as the Local Planning Authority, hereby **REFUSE** consent for the following works in accordance with the plans and particulars submitted with your application received on 23rd July 2019

0. The Conservation Area 211 Notice (SDNP/19/03580/TCA) to fell the Sycamore tree is effectively refused. The Sycamore tree is now subject to a provisional Tree Preservation Order (T1 of the provisional Order). Details about this and instructions on how to comment on the imposition of the Order is attached to the Tree Preservation Order documents, a copy of which is attached.

The tree is considered to be a feature of this part of Falmer Village and a key component of the character of this part of Falmer Conservation Area. As well as being visually prominent it is also considered that it provides ornament and beauty to the local area. It is considered that its loss would have a significant detrimental impact on the local environment and its enjoyment by the wider public.

**INFORMATIVE NOTES**

**These are advice notes to the applicant and are not part of the planning conditions:**

**1. Crime and Disorder Implications**

It is considered that the proposal does not raise any crime and disorder implications.

**2. Human Rights Implications**

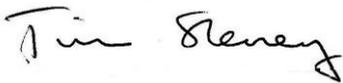
This planning application has been considered in light of statute and case law and any interference with an individual's human rights is considered to be proportionate to the aims sought to be realised.

**3. Equality Act 2010**

Due regard has been taken of the South Downs National Park Authority's equality duty as contained within the Equality Act 2010.

**Plans Referred to in Consideration of this Application**

There were no plans submitted for this application.

A handwritten signature in black ink that reads "Tim Slaney". The signature is written in a cursive style with a large initial 'T'.

**TIM SLANEY**  
Director of Planning  
South Downs National Park Authority  
22nd August 2019



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## **NOTES TO APPLICANTS / AGENTS**

### **Appeals to the Secretary of State**

If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.

If you want to appeal against your local planning authority's decision then you must do so within **28 days** of the date of this notice.

Appeals must be made using a form which you can get from the Planning Inspectorate at Room 3/25, Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or online at [www.planningportal.gov.uk/pcs](http://www.planningportal.gov.uk/pcs).

The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.

As from 6 April 2010 if an enforcement notice has been served in the previous 2 years you will have only 28 days in which to lodge the appeal following the refusal. Equally, if an enforcement notice is served after the refusal it will truncate the period for lodging the appeal against the refusal of planning permission to 28 days after the enforcement notice has been served.

### **Purchase Notices**

If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

In these circumstances, the owner may serve a purchase notice on the Council (District Council, London Borough Council or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

