TENDRING DISTRICT COUNCIL

IMPORTANT - THIS NOTICE AFFECTS THE PROPERTY AT 4 ABBOTS CLOSE, WIX, CO11 2RW

ANTI-SOCIAL BEHAVIOUR ACT 2003

REMEDIAL NOTICE HH558

ISSUED BY: Tendring District Council

1. THE NOTICE

This Notice is issued by the Council under section 69 of the Anti-social Behaviour Act 2003 pursuant to a complaint about a high hedge situated at 4 Abbots Close, Wix CO11 2RW. The Council has decided that the hedge in question is adversely affecting the reasonable enjoyment of the property at 6 Wheelwrights, Wix, CO11 2BG and that action should be taken in relation to the hedge with a view to remedying the adverse effect.

2. THE HEDGE TO WHICH THE NOTICE RELATES

The hedge consists of a single species: Leyland Cypress (Cupressocyparis 'Castlewellan). The hedge is adjacent to the southern boundary of the complainant's rear garden and is growing on the northern boundary of the owner's property.

The hedge is 5m tall. It is formed of 5 trees, is 4m long (adjacent to the complainant's property) and is approximately 3m wide.

3. WHAT ACTION MUST BE TAKEN IN RELATION TO THE HEDGE

Initial Action

The Council requires the following steps to be taken in relation to the hedge before the end of the period specified in paragraph 4 below:

(i) *Hedge section A to B reduce the hedge to a height not exceeding 2 metres above ground level.*

Preventative Action

Following the end of the period specified in paragraph 4 below, the Council requires the following steps to be taken in relation to the hedge:

(ii) *Maintain the section of hedge A to B so that at no time does it exceed a height of 2.5 metres above ground level.*

Informative

All works should be carried out in accordance with good arboricultural practice and BS 3998: 2010 'Tree Work - Recommendations.

In taking the action specified in this Notice, special care should be taken not to disturb wild animals that are protected by the Wildlife and Countryside Act 1981. This includes birds and bats that nest or roost in trees.

4. TIME FOR COMPLIANCE

The initial action step (i) specified in paragraph 3 above to be complied with in full within 4 months of the date specified in paragraph 5 of this Notice.

5. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 23 November 2026

6. FAILURE TO COMPLY WITH THE NOTICE

Failure by any person who, at the relevant time, is an owner or occupier of the land where the hedge specified in paragraph 2 above is situated:

a. To take action in accordance with step (i) (the initial action) specified in paragraph 3 above within the period specified in paragraph 4; or

may result in prosecution in the Magistrates Court with a fine of up to £1,000. The Council also has power, in these circumstances, to enter the land where the hedge is situated and carry out the specified works. The Council may use these powers whether or not a prosecution is brought. The costs of such works will be recovered from the owner or occupier of the land.

Dated: 21 October 2026



on behalf of Tendring District Council