

Town and Country Planning (Tree Preservation) (England) Regulations 2012

Appendix A

Town and Country Planning Act 1990

Tree Preservation Order (3) 2017

Bromsgrove District Council in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990 make the following Order—

Citation

1. This Order may be cited as Tree Preservation order (3) 2017

Interpretation

- 2.— (1) In this Order “the authority” means Bromsgrove District Council.
- (2) In this Order any reference to a numbered section is a reference to the section so numbered in the Town and Country Planning Act 1990 and any reference to a numbered regulation is a reference to the regulation so numbered in the Town and Country Planning (Tree Preservation)(England) Regulations 2012.

Effect

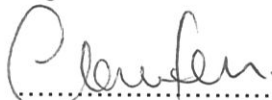
- 3.— (1) Subject to article 4, this Order takes effect provisionally on the date on which it is made.
- (2) Without prejudice to subsection (7) of section 198 (power to make tree preservation orders) or subsection (1) of section 200 (tree preservation orders: Forestry Commissioners) and, subject to the exceptions in regulation 14, no person shall—
 - (a) cut down, top, lop, uproot, wilfully damage, or wilfully destroy; or
 - (b) cause or permit the cutting down, topping, lopping, uprooting, wilful damage or wilful destruction of,any tree specified in the Schedule to this Order except with the written consent of the authority in accordance with regulations 16 and 17, or of the Secretary of State in accordance with regulation 23, and, where such consent is given subject to conditions, in accordance with those conditions.

Application to trees to be planted pursuant to a condition

4. In relation to any tree identified in the first column of the Schedule by the letter “C”, being a tree to be planted pursuant to a condition imposed under paragraph (a) of section 197 (planning permission to include appropriate provision for preservation and planting of trees), this Order takes effect as from the time when the tree is planted.

Dated this 13th March 2017

Signed on behalf of Bromsgrove District Council



Claire Felton

Authorised by the Council to sign in that behalf

First Schedule

Trees specified individually

(encircled in black on the map)

| <u>No. on Map</u> | <u>Description</u> | <u>NGR</u> | <u>Situation</u> |
|-------------------|--------------------|---------------|-----------------------------------|
| T1 | Lime | 391297,280697 | Centre of Lyttleton Place, Hagley |

Trees specified by reference to an area

(within a dotted black line on the map)

No. on Map Description NGR Situation

NONE

Groups of Trees

(within a broken black line on the map)

No. on Map Description NGR Situation

NONE

Woodlands

(within a continuous black line on the map)

No. on Map Description NGR Situation

NONE



Clare fu. HEAD OF LEGAL EQUALITIES AND DEMOCRATIC SERVICES
Bromsgrove District Council
Tree Preservation Order (3) 2017.

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

BROMSGROVE DISTRICT COUNCIL
TREE PRESERVATION ORDER (NO. 3) 2017
Tree on Land at Lyttleton Place
NOTICE OF MAKING

To:
**The Owner and Occupier of the land
to which this Notice relates and any other
person who has an interest**

THIS IS A FORMAL NOTICE to let you know that on the 13th March 2017 the Bromsgrove District Council (hereinafter referred to as "the Council") made an Order under Section 198 of the Town and Country Planning Act 1990, entitled Bromsgrove District Council Tree Preservation Order (No.3) 2017.

A copy of the Order is attached. In simple terms, it prohibits you from cutting down, topping, lopping, uprooting, wilfully damaging or wilfully destroying any of the trees/the tree specified in the First Schedule and shown on the map without the consent of the Council.

Some explanatory guidance on Tree Preservation Orders is provided in the enclosed leaflet, "*Protected Trees: A Guide to Tree Preservation Procedures*", produced by the Department for Communities and Local Government.

The Council's reasons for making the Order are as follows:

The trees provide special amenity value and the Tree Preservation Order is made in the interests of amenity.

The Order came into force, on a temporary basis, on 13th March 2017 and will remain in force for six months. During this time the Council will decide whether the Order should be given permanent status.

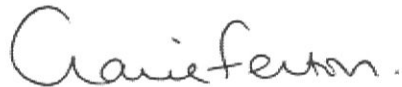
People affected by the Order have a right to object or make comments on the tree/on any of the trees or woodlands included in the Order before the Council decide whether the Order should be made permanent.

If you would like to make any objections or comments, please make sure the Council receives them in writing by **13th April 2017**. Your objections or comments must meet Regulation 6 of the Town and Country Planning (Tree Preservation) (England) Regulations 2012 (a copy is attached).

Please send your comments to the Head of Legal, Equalities and Democratic Services, Bromsgrove District Council, Parkside, Market Street, Bromsgrove, B61 8DA. The Council will carefully consider all objections and comments before deciding whether to make the Order permanent.

The Council will write to you again when it has made its decision. In the meantime, if you would like any more information or have any questions about this Notice, please contact Mrs R Sultana, Legal Equalities and Democratic Services, Bromsgrove District Council, Market Street, Bromsgrove, B61 8DA. (Tel: 01527 881745).

Dated the 13th March 2017

A handwritten signature in black ink, appearing to read "Claire Fenton". The signature is written in a cursive, flowing style.

Head of Legal Equalities and Democratic Services

The Council House,
Burcot Lane,
Bromsgrove,
Worcestershire,
B60 1AA.

EXTRACT FROM TOWN AND COUNTRY PLANNING (TREE PRESERVATION)
(Town and Country Planning (Tree Preservation) (England) Regulations 2012

REGULATION 6

Objections and representations

6.—(1) Subject to paragraph (2), objections and representations—

(a) shall be made in writing and—

(i) delivered to the authority not later than the date specified by them under regulation

5(2)(c); or

(ii) sent to the authority in a properly addressed and pre-paid letter posted at such time

that, in the ordinary course of post, it would be delivered to them not later than that date;

(b) shall specify the particular trees, groups of trees or woodlands (as the case may be) in

respect of which such objections and representations are made; and

(c) in the case of an objection, shall state the reasons for the objection.

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(2) The authority may treat as duly made objections and representations which do not comply

with the requirements of paragraph (1) if, in the particular case, they are satisfied that compliance

with those requirements could not reasonably have been expected.