

Form of Tree Preservation Order

Town and Country Planning Act 1990

The Land off Chatburn Old Road, Chatburn Tree Preservation Order 2018

The Ribble Valley Borough 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 The Land off Chatburn Old Road, Chatburn Tree Preservation Order 2018

Interpretation

2.— (1) In this Order “the authority” means the The Ribble Valley Borough 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 5th day of April 2018

Signed on behalf of the Ribble Valley Borough Council



PP Mr John Heap, Director of Community Services
Authorised by the Council to sign in tha

CONFIRMATION OF ORDER

This Order was confirmed by Ribble Valley Borough Council without modification on the 21 day of September 2018

Signed on behalf of the Ribble Valley Borough Council

A handwritten signature in black ink, appearing to read 'John Heap', is written over a horizontal dotted line.

Mr John Heap, Director of Community Services
Authorised by the Council to sign in that behalf

SCHEDULE

Specification of trees

Trees specified individually

(encircled in black on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	Beech	Both trees to the West corner of the development site.
T2	Lime	site.

Trees specified by reference to an area

(within a dotted black line on the map)

-NONE-

Groups of trees

(within a broken black line on the map)

-NONE-

Woodlands

(within a continuous black line on the map)

-NONE-



RIBBLE VALLEY BOROUGH COUNCIL TREE PRESERVATION ORDER NO./NOS. 3/19/3/210
TOWN & COUNTRY PLANNING ACT 1990
TOWN & COUNTRY PLANNING (TREES) REGULATIONS 2012

LOCATION: The Land off Chatburn Old Road, Chatburn
PARISH: Chatburn

OS SHEET: SD7643NE

COPY OF REGULATION 6 OF THE TOWN AND COUNTRY PLANNING (TREE PRESERVATION) (ENGLAND) REGULATIONS 2012

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.*

(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.*