

NB Title

KW/TPO/124
KTPO 6/87

KINGSWOOD BOROUGH COUNCIL

Town and Country Planning Act 1971

KINGSWOOD BOROUGH COUNCIL (OLDBURY CHASE - SUPPLEMENTAL) TREE PRESERVATION ORDER, 1987

THE KINGSWOOD BOROUGH COUNCIL in this order called "the authority", in pursuance of the powers conferred in that behalf by sections 60 and 61 of the Town and Country Planning Act, 1971, and subject to the provisions of the Forestry Act 1967, hereby makes the following order:-

In this Order:-

"the Act" means the Town and Country Planning Act, 1971; as amended by the Local Government Planning and Land Act 1980 "owner" means the owner in fee simple, either in possession or who has granted a lease or tenancy of which the unexpired portion is less than three years; lessee (including a sub-lessee) or tenant in possession, of the unexpired portion of whose lease or tenancy is three years or more; and a mortgagee in possession; and "the Secretary of State" means the Secretary of State for the Environment.

Subject to the provisions of this Order and to the exemptions specified in the First and Second Schedule hereto, no person shall, except with the consent of the Authority in accordance with the conditions, if any, imposed on such consent, cut down, pull down, lop, uproot, wilfully damage or wilfully destroy or cause or permit the pulling down, topping, lopping, uprooting, wilful damage or wilful destruction of any tree specified in the First Schedule hereto or comprised in a group of trees or a woodland therein specified, the position of which trees, groups of trees and woodlands is defined in the manner indicated in the said First Schedule on the map annexed hereto which map shall, for the purpose of such definition as aforesaid, prevail where any ambiguity arises between it and the specification in the said First Schedule.

An application for consent made to the authority under Article 2 of this Order shall be in writing stating the reasons for making the application, and shall by reference if necessary to a plan specifying the trees to which the application relates, and the operations for the carrying out of which consent is required.

Where an application for consent is made to the authority under this Order, the authority may grant such consent either unconditionally, or subject to such conditions (including conditions requiring the replacement of any tree by one or more trees on the site or in the immediate vicinity thereof), as the authority may think fit, or may refuse consent.

Provided that where the application relates to any woodland specified in the First Schedule to this Order the authority shall grant consent so far as accords with the principles of good forestry, except where, in the opinion of the authority, it is necessary in the interests of amenity to maintain the special character of the woodland or the woodland character of the area, and shall not impose conditions on such consent requiring replacement or replanting.

4(2) The authority shall keep a register of all applications for consent under this Order containing information as to the nature of the application, the decision of the authority thereon, any compensation awarded in consequence of such decision and any directions as to replanting of woodlands; and every such register shall be available for inspection by the public at all reasonable hours.

NOTE: If it is desired to fell any of the trees included in the Order, whether included as trees, groups of trees or woodlands, and the trees are trees for the felling of which a licence is required under the Forestry Act 1967, application should not be made to the authority for consent under this Order, but to the Conservator of Forests for a licence under that Act (section 15(5)).

RY CHASE
WILLSBRIDGE

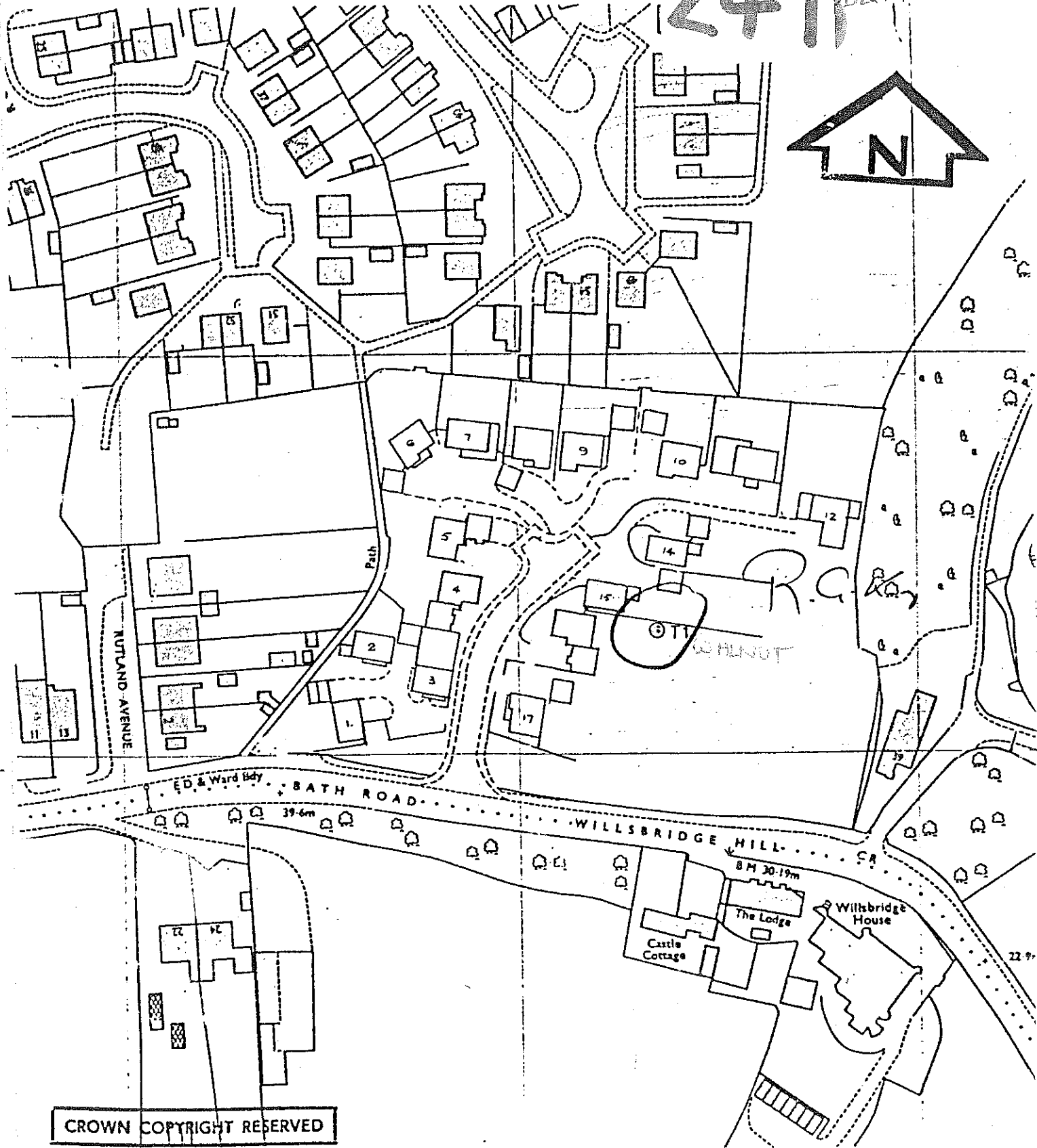
OK

Scale. 1:1250 KTR 6/87
Date. July 1987

TREE PRESERVATION ORDER 6/87

2491

DL 19



CROWN COPYRIGHT RESERVED

BASED UPON (OR REPRODUCED FROM) THE ORDNANCE
SURVEY MAP WITH THE SANCTION OF THE CONTROLLER
OF H.M. STATIONERY OFFICE.

CHIEF PLANNING OFFICER
KINGSWOOD BOROUGH COUNCIL
CIVIC CENTRE, HIGH STREET, KINGSWOOD,
BRISTOL BS15 2TR

