TOWN AND COUNTRY PLANNING ACT 1990

TREE PRESERVATION ORDER 13/00004/TPO

TRIANGLE OF LAND AT THE JUNCTION OF HIGH STREET AND LOW STREET, SCALBY

The Scarborough 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 "Tree Preservation Order 13/00004/TPO".

Interpretation

2. (1) In this Order "the authority" means the Scarborough 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 exception 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 4th day of July 2013.

THE COMMON SEAL of **THE SCARBOROUGH BOROUGH COUNCIL** was affixed to this Order in the presence of:-)

DAVID KITSON
SOLICITOR
DEPUTY MONITORING OFFICER
REGULATORY AND GOVERNANCE MANAGER

13176

CONFIRMATION OF ORDER

This Order was confirmed by the Scarborough Borough Council without modification on the day of 20

OR

This Order was confirmed by the Scarborough Borough Council, subject to the modification indicated by
on the day of 20

THE COMMON SEAL of **THE SCARBOROUGH BOROUGH COUNCIL** was affixed to this Order in the presence of:-)

DECISION NOT TO CONFIRM

A decision not to confirm this Order was taken by the Scarborough Borough Council on the day of 20

THE COMMON SEAL of **THE SCARBOROUGH BOROUGH COUNCIL** was affixed to this Order in the presence of:-)

VARIATION OF ORDER

This Order was varied by the Scarborough Borough Council on the day of 20 by a variation order under reference number a copy of which is attached.

THE COMMON SEAL of **THE SCARBOROUGH BOROUGH COUNCIL** was affixed to this Order in the presence of:-)

SCHEDULE

SPECIFICATION OF TREES

Trees specified individually
(encircled in black on the map)

Reference on map	*Description*	*Situation*
T2	Sycamore	Northernmost tree of 2 trees (the other being an Ash) on a triangle of land at the junction of High Street and Low Street, Scalby, in OS Grid Square TA 00990 90401

Trees specified by reference to an area
(with a dotted black line on the map)

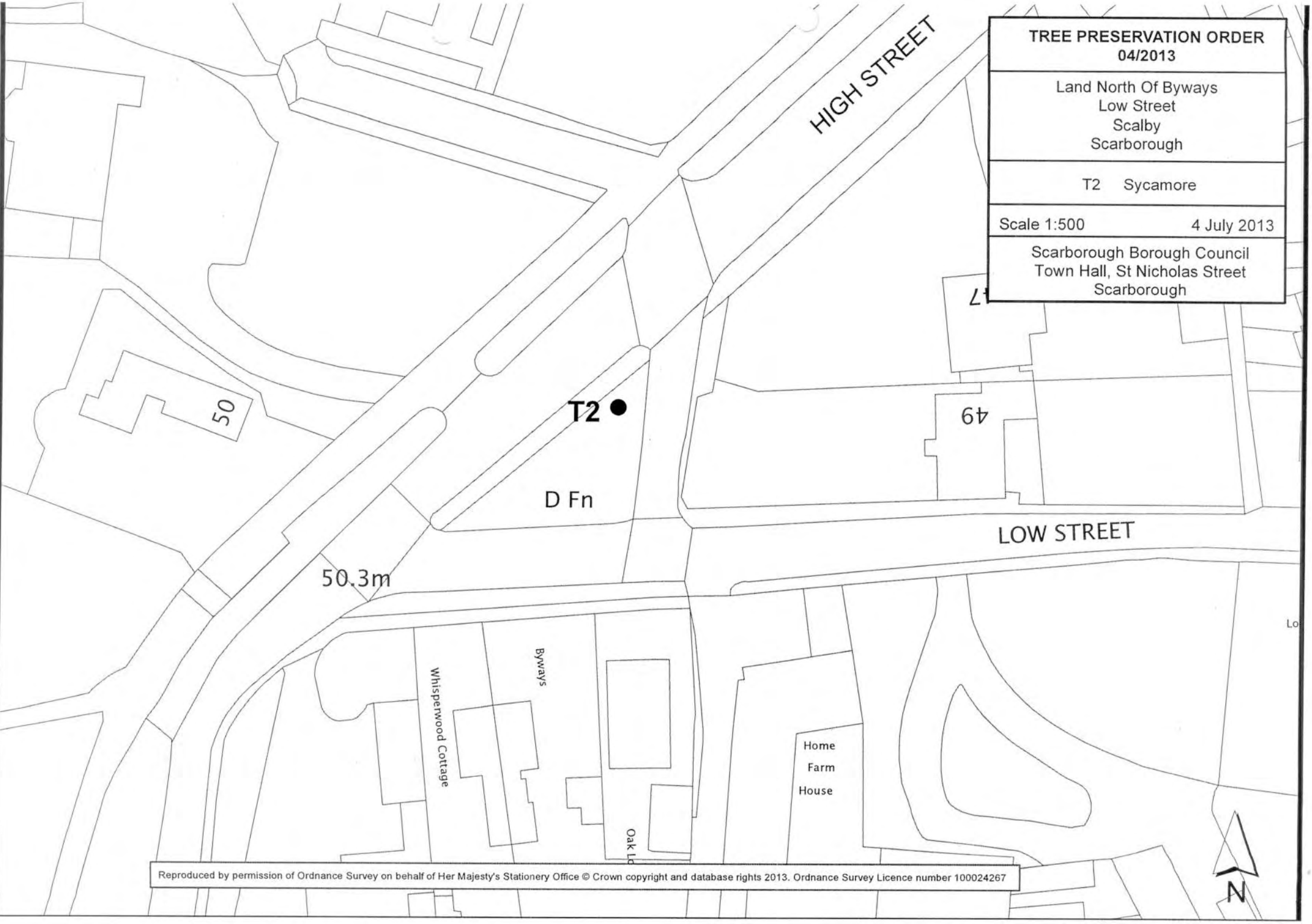
Reference on map	*Description*	*Situation*
NONE		

Groups of trees
(with a broken black line on the map)

Reference on map	*Description (including number of trees of each species in the group)*	*Situation*
NONE		

Woodlands
(with a continuous black line on the map)

Reference on map	*Description*	*Situation*
NONE		


TREE PRESERVATION ORDER
04/2013
Land North Of Byways
Low Street
Scalby
Scarborough
T2 Sycamore
Scale 1:500
4 July 2013
Scarborough Borough Council
Town Hall, St Nicholas Street
Scarborough
HIGH STREET
T2
D Fn
50
49
LOW STREET
50.3m
Whisperwood Cottage
Byways
Home
Farm
House
N
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