

Town and Country Planning Act 1990

Tree Preservation Order 18/00002/TPO

**5 Northgate
Hunmanby
Filey
North Yorkshire
YO14 0NT**

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 the Scarborough Borough Council Tree Preservation Order 18/00002/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 5th day of November 2018

The Common Seal of the Scarborough Borough Council was hereunto affixed in the presence of -

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Authorised Officer

CONFIRMATION OF ORDER

This Order was confirmed by the Scarborough Borough Council subject to modification by reducing the number of Beech trees, so that this order confirms tree T3 only, as shown on the attached modified plan and amendment to the schedule on the 5th day of November 2018

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Authorised Officer

REVOCATION OF ORDER

This Order was revoked by the Scarborough Borough Council
on the day of

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Authorised Officer

SCHEDULE

SPECIFICATION OF TREES

Reference on Map	Description	Situation (Grid Reference)	
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TREES SPECIFIED INDIVIDUALLY
(encircled in black on the map)

T3	Beech	(E) 509500	(N) 477614
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TREES SPECIFIED BY REFERENCES 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