

CRAVEN DISTRICT COUNCIL

Skipton Parish

TREE PRESERVATION ORDER No. 233 2016



Legal and Democratic Services, Council Offices, Belle Vue Square, Skipton.



Town and Country Planning Act 1990
The Craven District Council Tree Preservation Order No 233, 2016 (Skipton Parish)

Craven District Council in exercise of the powers conferred on them by sections 198 of the Town and Country Planning Act 1990 hereby make the following Order-

Citation

1. This Order may be cited as the Craven District Council Tree Preservation Order No 233, 2016 (Skipton Parish)

Interpretation

2. (1) In this Order "the authority" means Craven 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, 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 14th Day of April 2016

The Common Seal of
Craven District Council
was hereunto affixed
in the presence of -

Director of Services



4355

SCHEDULE specification of trees

Trees specified individually
(encircled in green on map)

No on Map	Description	Situation	Map Reference
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None

Trees specified by reference to an area
(within dotted black line on map)

No on Map	Description	Situation	Map Reference
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None

Groups of Trees
(within broken black line on map)

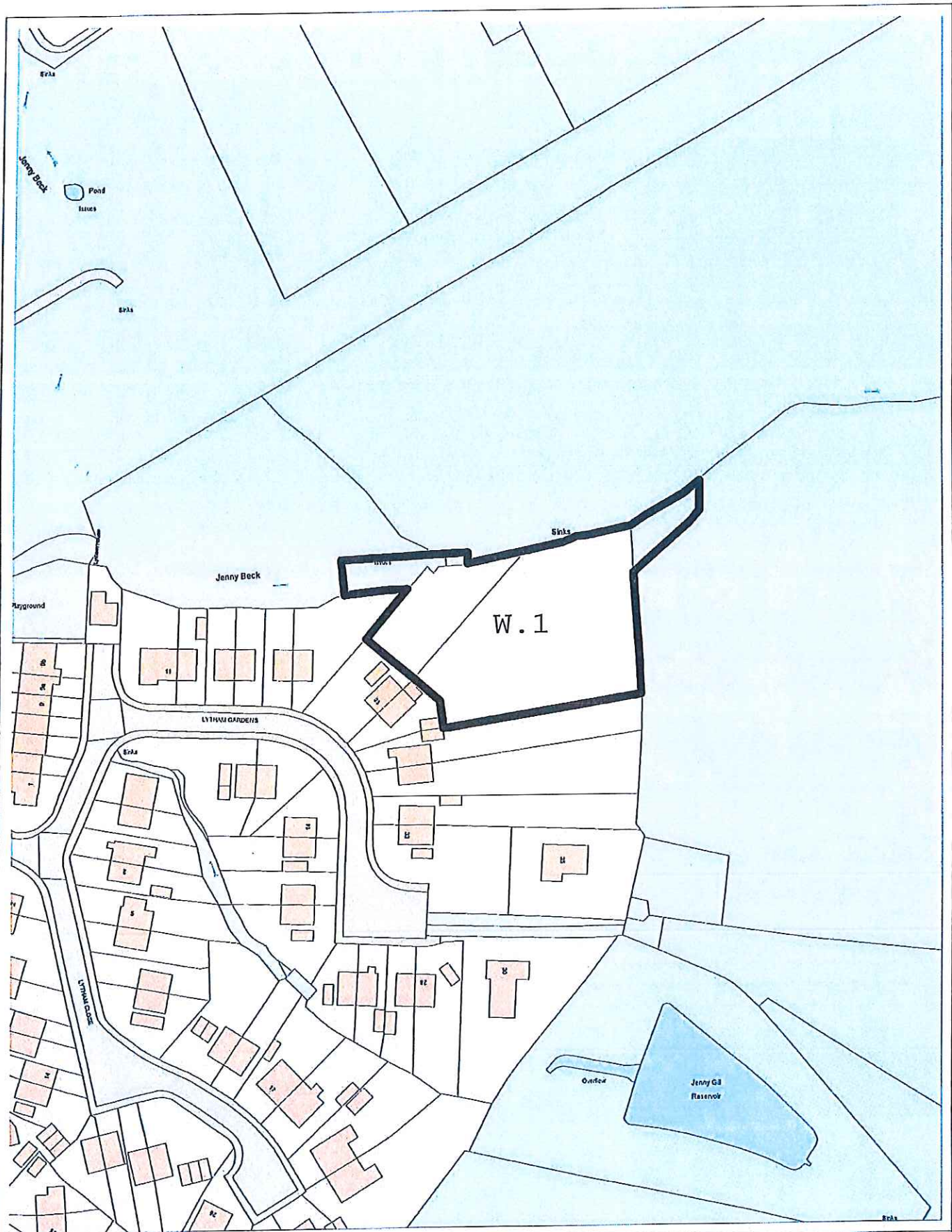
<u>No on Map</u>	<u>Description</u>	<u>Situation</u>	<u>Map Reference</u>
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None

Woodlands
(within continuous black line on map)

<u>No on Map</u>	<u>Description</u>	<u>Situation</u>	<u>Map Reference</u>
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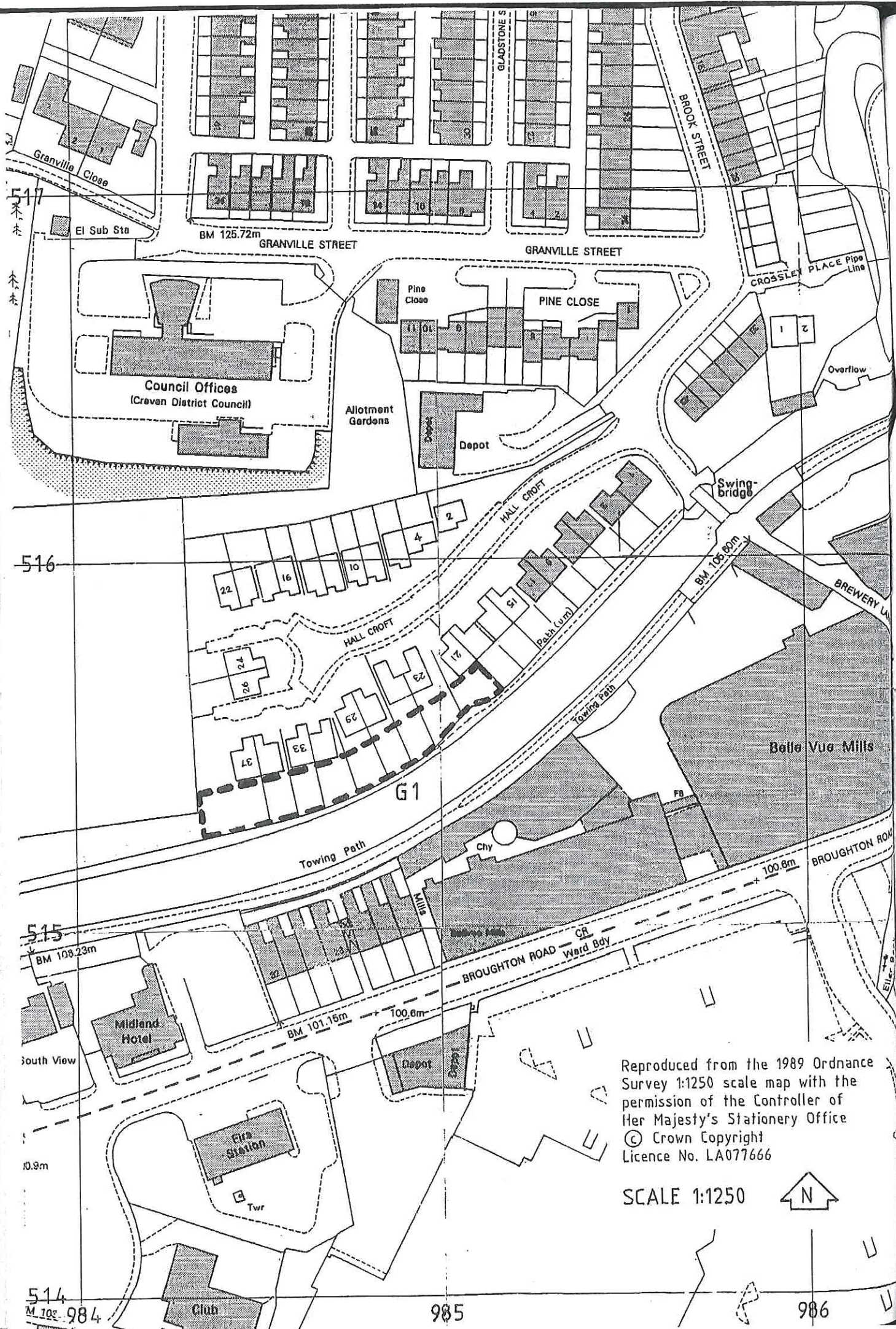
W.1.	Mixed Deciduous and Conifer	Shown on attached plan	SE 0025 5136
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23 and 25 Lytham Gardens, BD23 2TR
SCALE : 1:1250

Based on Ordnance Survey Mapping
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Drawing Issued By: RLB
13th April 2016



topping or lopping a tree in such a manner as to be likely to destroy it is guilty of an offence and liable on summary conviction to a fine not exceeding £20,000, or on indictment to a fine. The penalty for any other contravention of this Order is a fine not exceeding Level 4 on the standard scale on summary conviction (the maximum fine on Level 4 at the date of the making of this Order being £2,500).

If a tree is removed, uprooted or destroyed in contravention of an Order or, except in the case of a tree to which the Order applies as part of a woodland, is removed, uprooted or destroyed or dies at a time when its cutting down or uprooting is authorised only by Section 198(6)(a) of the Town and Country Planning Act 1990 relating to trees which are dying or dead or have become dangerous, it is the duty of the owner of the land, unless on his application the local planning authority dispense with the requirement, to plant another tree of appropriate size and species at the same place as soon as he reasonably can. Except in emergency, not less than 5 days previous notice of the removal, etc., should be given to the authority to enable the latter to decide whether or not to dispense with the requirement. In respect of trees in a woodland it is sufficient to replace the trees removed, uprooted or destroyed by planting the same number of trees either on or near the land on which the trees removed, uprooted or destroyed stood or on such other land as may be agreed between the authority and the owner of the land, and (in either case) in such places as may be designated by the authority.

FIRST SCHEDULE

TREES SPECIFIED INDIVIDUALLY* (encircled in black on the map)

No. on Map	Description	Situation
None		

TREES SPECIFIED BY REFERENCE TO AN AREA* (within a dotted black line on the map)

No. on Map	Description	Situation
None		

GROUPS OF TREES* (within a broken black line on the map)

No. on Map	Description	Situation
G1	Group of 9 Sycamore and 4 Ash trees	Rear gardens of Nos. 21-37 Hall Croft, Skipton NGR SD 9857 9154

WOODLANDS* (within a continuous black line on the map)

No. on Map	Description	Situation
None		