

K I P T O N R U R A L D I S T R I C T C O U N C I L .

TOWN AND COUNTRY PLANNING ACTS, 1932 AND 1943.

INTERIM PRESERVATION ORDER NO.3.

WHEREAS it appears to us the Rural District Council for the Rural District of Skipton in the West Riding of Yorkshire (hereinafter called "the Council") being the Interim Development Authority for the purposes of the above Acts in respect of the said District that it is expedient having regard to the provision proposed to be inserted in the Planning Scheme for the said Rural District of Skipton in accordance with Section 46 of the Town and Country Planning Act, 1932, to make provision as hereinafter mentioned for the preservation of trees during the period pending the coming into operation of the provisions in such Scheme.

NOW THEREFORE in pursuance of the powers contained in Section 8 of the Town and Country Planning (Interim Development) Act, 1943, and of all other powers enabling us in that behalf we the Council do ORDER as follows, namely:-

- (1) That until such time as a Planning Scheme for the said Rural District of Skipton comes into operation and subject to the exemptions specified in the Second Schedule hereto no person (which expression shall in this Order include any body or firm whether corporate or otherwise) shall except with the consent of the Council cut down, top, lop or wilfully destroy or permit the cutting down, topping, lopping or wilful destruction of any of the trees referred to in the first schedule hereto and more particularly within the area shewn coloured yellow on the plan hereunto annexed now growing upon land in the said Rural District of Skipton within the scope of the said plan.
- (2) Any application for consent of the Council made in pursuance of paragraph (1) hereof shall be in writing and shall contain such particulars and shall be accompanied by such plans as the Council may require and in considering any such application the Council shall be empowered to grant the same either unconditionally or subject to such conditions as they may think fit to impose or may refuse the same PROVIDED THAT (a) any person who is aggrieved by the refusal of any consent under this Order or by any condition imposed upon the grant of any such consent may appeal to the Minister of Town and Country Planning (hereinafter called "the Minister") (b) if upon the refusal of any consent under this Order or upon the Council granting any such consent subject to conditions any person proves that he has thereby suffered damage or incurred expense or is likely to suffer damage or incur expense the Council may make to such person a contribution towards the damage or expense so suffered or incurred or likely to be suffered or incurred.
- (3) Any person contravening this Order shall be guilty of an offence and liable on summary conviction to a fine not exceeding Fifty Pounds and in the case of a continuing offence shall be liable on summary conviction to a fine not exceeding Forty Shillings for every day on which the offence continues after conviction.
- (4) This Order shall take effect from the date on which it is approved by the Minister in accordance with the provisions of sub-section (2) of Section 8 of the Town and Country Planning (Interim Development) Act, 1943.

Dated this 12th day of April One Thousand
Nine Hundred and Forty Seven.

THE FIRST SCHEDULE hereinbefore referred to.

<u>No. on Plan.</u>	<u>Description of Trees.</u>	<u>Situation.</u>
1.	Mixed deciduous with a very small addition of coniferous.	South of Sutton between West Lane and Ellers Road known as Lumb Clough Wood (part).

THE SECOND SCHEDULE hereinbefore referred to.

This Order shall not apply so as to require the consent of the Council to the cutting down, topping, lopping or wilful destruction of any tree or shrub undertaken,

(a) in compliance with an obligation imposed by or under any Act of Parliament; or

(b) in pursuance of a power conferred on the Postmaster General by virtue of Section 5 of the Telegraph (Construction) Act, 1908; or

(c) in the case of a local or public authority or statutory undertakers, in the exercise of any powers conferred on the Authority or undertakers by or under any Act of Parliament.

THE COMMON SEAL of the Rural

District Council of Skipton

was hereunto affixed in the

presence of:-

W. Snowden.

Chairman.

S.C. Harwood.

Clerk.

(3rd February 1948).

The Minister of Town and Country Planning in exercise of the powers given to him by subsection (2) of Section 8 of the Town and Country Planning (Interim Development) Act, 1943, and having taken into consideration all objections not withdrawn, hereby approves the above Order, subject to the following modifications -

1. In line 9 the word "woodlands" shall be substituted for the words "trees."
2. In Clause 1 the words "any part of the woodland area shown coloured yellow on the plan annexed hereto" shall be substituted for the words from and including the words "any of the trees" to the end of the Clause.
3. The First Schedule shall be omitted.
4. The words "any part of the said woodland area" shall be substituted for the words "any tree or shrub."

I.S.

GIVEN under the Official Seal
of the Minister of Town
and Country Planning this
third day of February One
thousand nine hundred and
forty-eight.

Frank Schaffer.

Authorised by the Minister to sign
in that behalf.

INTERIM PRESERVATION ORDER NO. 3.

Lump O'ough Wood, Sutton.

DATED

12th April

1948

(3rd February 1948)

The Minister of Town and Country Planning in exercise of the powers given to him by subsection (2) of Section 8 of the Town and Country Planning (Interim Development) Act, 1945, and having taken into consideration all objections not withdrawn, hereby approves the following modification:

TOWN AND COUNTRY PLANNING ACTS, 1932 AND 1943.

1. In line 9 the word "woodland" shall be substituted for the word "trees".
2. In Clause 1 the words "any part of the woodland area" shall be substituted for the words "any of the trees" to the end of the Clause.
3. The First Schedule shall be amended as follows:
4. The words "any part of the said woodland area" shall be substituted for the words "any trees or shrubs".

GIVEN UNDER THE Official Seal

of the Minister of Town

and Country Planning

third day of February One

thousand nine hundred and

forty-eight.

FRANK SCHAFER, Minister

of Town and Country Planning

in that behalf authorised by the Minister's sign

in that behalf.

INTERIM PRESERVATION ORDER NO. 3.

Lumb Clough Wood, Sutton.



SCALE 1/2500