

TOWN AND COUNTRY PLANNING (TREES) REGULATIONS 2012**TOWN AND COUNTRY PLANNING ACT 1990****THE WARRINGTON BOROUGH COUNCIL (DOEFORD CLOSE, CULCHETH) TREE
PRESERVATION VARIATION ORDER 2013
(TPO 499)**

The Warrington Borough 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 Warrington Borough Council (Doeford Close, Culcheth) Tree Preservation Variation Order 2013.

Interpretation

2. (1) In this Order “the authority” means the Warrington 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 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, 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 29th day of January 2013.

THE COMMON SEAL of the **WARRINGTON
BOROUGH COUNCIL** was hereunto
affixed in the presence of –

C. Garside
Authorised Signatory



SCHEDULE 1

SPECIFICATION OF TREES

Trees specified individually (encircled in black on the map)

Reference on map	Description	Situation
T37	Ash	Remove from the Order, condition unsatisfactory.

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

Reference on map	Description	Situation
		NONE

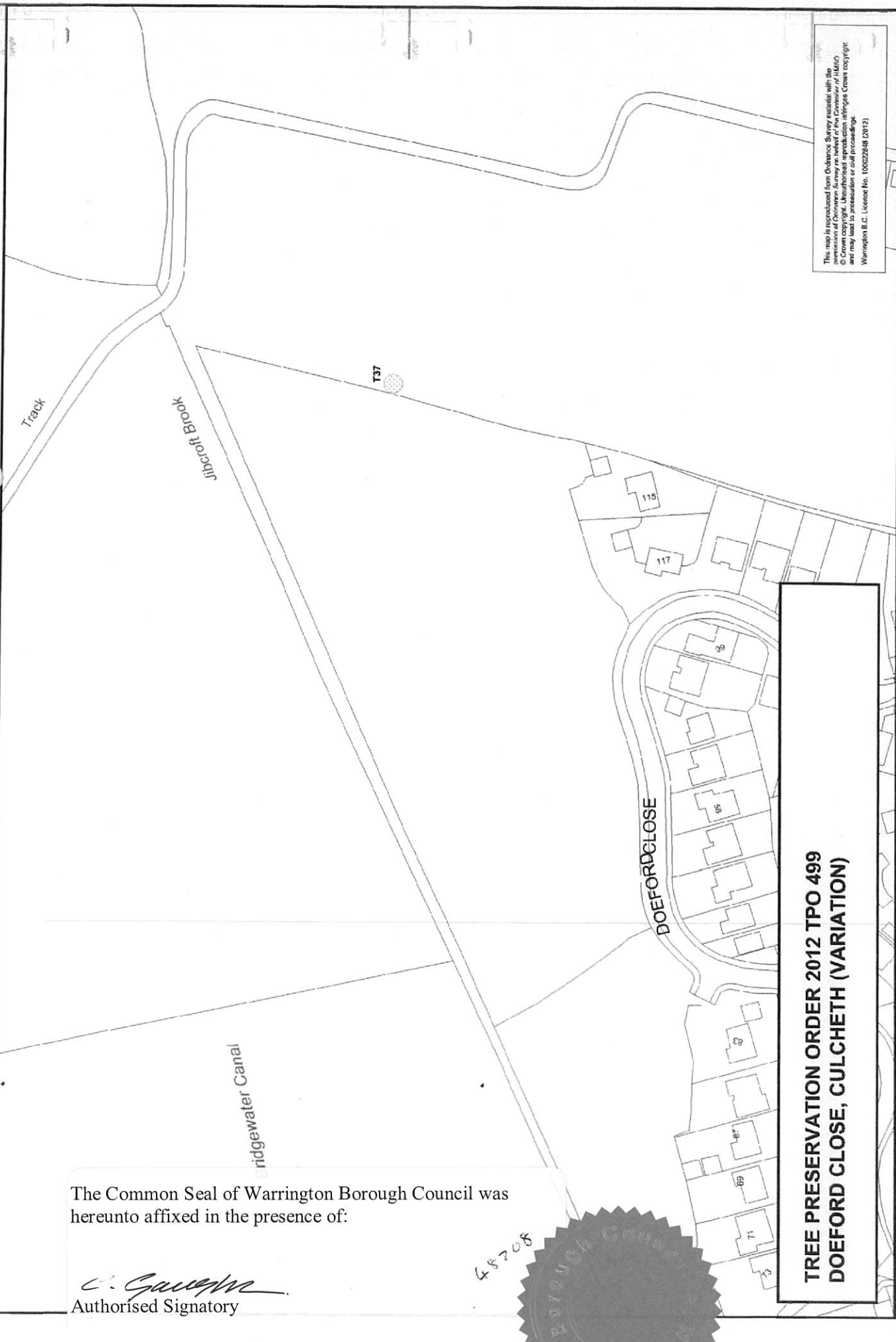
Groups of trees (within a broken red line on the map)

Reference on map	Description	Situation
		NONE

Woodlands (within a continuous red line on the map)

Reference on map	Description	Situation
		NONE

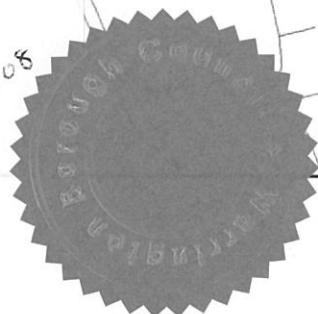
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The Common Seal of Warrington Borough Council was hereunto affixed in the presence of:

C. Gawron
Authorised Signatory

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**TREE PRESERVATION ORDER 2012 TPO 499
DOEFORD CLOSE, CULCETH (VARIATION)**