

TOWN AND COUNTRY PLANNING ACT 1990

EAST HAMPSHIRE (Rest Harrow, Wield Road, Medstead, Alton, GU34 5NJ)

TREE PRESERVATION ORDER (EH1069) 2017

East Hampshire District Council, in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990 hereby make the following Order -

Citation

1.This Order may be cited as East Hampshire (Rest Harrow, Wield Road, Medstead, Alton, GU34 5NJ) Tree Preservation Order (EH1069) 2017.

Interpretation

2.(1) In this Order "the authority" means East Hampshire 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 08 November 2017

The COMMON SEAL of)
)
EAST HAMPSHIRE DISTRICT COUNCIL)
)
 was affixed to this Order in the)
)
 presence of:-)



Handwritten signature

Authorised Signatory

SCHEDULE 1

Areas
 (within a dotted line on the map)

Reference on Map	Description	Situation
A1	All trees of whatever species	The curtilage of Rest Harrow and within the area marked A1 on the attached plan.

This Order was confirmed by the East Hampshire District Council, subject to the modifications shown in the amended Schedule 1 and amended plan on the 18th April 2018.

Signed on behalf of the East Hampshire District Council

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Authorised by the Council to sign in that behalf

SCHEDULE 1**SPECIFICATION OF TREES**

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

Reference on Map	Description	Situation
G1	1 Maple 1 Beech 1 Oak	Located as shown on the plan attached to the Order.
G2	14 Beech	Located in a row running as shown on the plan attached to the Order

Trees specified individually
(encircled in green on the map)

Reference on Map	Description	Situation
T1	Ash	Approximately 3 metres from the boundary with Southerley House, as shown on the plan attached to the Order.
T2	Beech	To the west of the driveway as shown on the plan attached to the Order.
T3	Golden Lawson Cypress	Approximately 11 metres from the eastern wall of the property, as shown on the plan attached to the Order.
T4	Golden Lawson Cypress	Approximately 10 metres from the western wall of the property as shown on the plan attached to the Order.
T5	Golden Lawson Cypress	Approximately 7 metres south east of T4 as shown on the plan attached to the Order.
T6	Irish Yew	Approximately 10 metres south west of T5 as shown on the plan attached to the Order.
T7	Ash	Approximately 25 metres west of T6 as shown on the plan attached to the Order.

