

TOWN AND COUNTRY PLANNING ACT 1990

EAST HAMPSHIRE (The Homestead, Boyneswood Lane, Medstead, Alton, GU34  
5DZ)

TREE PRESERVATION ORDER (EH1096) 2018

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 (The Homestead, Boyneswood Lane, Medstead, Alton, GU34 5DZ) Tree Preservation Order (EH1096) 2018.

**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 21 June 2018

The COMMON SEAL of

EAST HAMPSHIRE DISTRICT COUNCIL

was affixed to this Order in the

presence of:-



Authorised Signatory




**SCHEDULE 1**

Areas  
(within the line on the map)

Reference on Map	Description	Situation
<del>A1</del>	<del>Mixed Species</del>	<del>The Homestead, Boyneswood Lane, Medstead as shown on the plan</del>

This Order was confirmed by East Hampshire District Council, subject to the modifications indicated by an amended plan on schedule 1.

Signed on behalf of the East Hampshire District Council.....

Authorised by the Council to sign in that behalf.


**SCHEDULE 1**

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

Reference on Map	Description	Situation
G1	2xSycamore	Adjacent to the western most boundary as shown on the attached plan.
G2	1xOak 3xAsh 1xHorse Chestnut	Adjacent to the western most boundary as shown on the attached plan.
G3	4xBeech 2xAsh	Adjacent to the western most boundary as shown on the attached plan.
G4	3xBeech	Adjacent to the southern boundary as shown on the attached plan.
G5	1xOak 1xAsh 1xPoplar	Adjacent to the southern boundary as shown on the attached plan.
G6	1xAsh 1xPoplar 1xSycamore	Adjacent to the southern boundary as shown on the attached plan.

**SPECIFICATION OF TREES**

Trees specified individually  
(encircled in green on the map)

Reference on Map	Description	Situation
T1	Beech	Adjacent to the western most boundary approximately 21 metres from the northern most boundary as shown on the plan.

T2	Yew	Approximately 11 meters south west of T1
T3	Yew	Approximately 9 metres south of T1
T4	Ash	Adjacent to the western boundary approximately 33 meters south west of T1
T5	Oak	In the south west corner of the curtilage as shown on the attached plan.
T6	Beech	On southern boundary, approximately 23 metres from the south-western corner of the curtilage.
T7	Sycamore	On the southern boundary, approximately 39 metres from the south-eastern corner of the curtilage.
T8	Sycamore	Adjacent to the southern boundary, approximately 28 metres from the south east corner of the curtilage.
T9	Oak	In the rear garden, approximately 35 metres from the southern boundary and 7 metres from the eastern boundary.