

EAST HAMPSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1990
EAST HAMPSHIRE (Land Rear of, 191-211 Lovedean Lane, Horndean,
Waterlooville)
TREE PRESERVATION VARIATION ORDER (E.H.04) (2018)

The East Hampshire District Council, in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990 and section 10 of the Town and Country Planning (Tree Preservation)(England) Regulations 2012 hereby make the following Variation Order -

Citation

1. This Order may be cited as East Hampshire (Land Rear of, 191-211 Lovedean Lane, Horndean, Waterlooville) Tree Preservation Variation Order (E.H.04) (2018).

Interpretation

2. In this Order "the authority" means the East Hampshire District Council and unless the context otherwise requires, any reference in this Order to a numbered section is a reference to the section so numbered in the Town and Country Planning Act 1990.

Variation

3. The Order known as East Hampshire (Land Rear of, 191-211 Lovedean Lane, Horndean, Waterlooville) Tree Preservation Order (E.H.955) (2014) is hereby varied. The variation to the Order is the exclusion of five Ash trees in Group 3 of the Order.

Date

4. This Variation Order is made on the 29th June 2018.

Dated this 29th June 2018.

The COMMON SEAL of EAST)
HAMPSHIRE DISTRICT COUNCIL)
was hereunto affixed in the presence of:)

Authorised Signatory



TOWN AND COUNTRY PLANNING ACT 1990

EAST HAMPSHIRE (Land Rear of, 191-211 Lovedean Lane, Horndean,

Waterlooville)

TREE PRESERVATION ORDER (EH955) 2014

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 (Land Rear of, 191-211 Lovedean Lane, Horndean, Waterlooville) Tree Preservation Order (EH955) 2014.

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 30 September 2014

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



N. Leade
for Solicitor to the Council

This Tree Preservation Order was confirmed by East Hampshire District Council without modification on the 10th March 2015.

This Order was varied by East Hampshire District Council on the 29 June 2018 by a Variation Order reference (EH04) 2018. A copy of which is attached.

Signed on behalf of the East Hampshire District Council.

~~Signed on behalf~~

Authorised by the Council to sign in that behalf.

SCHEDULE 1

SPECIFICATION OF TREES

Trees specified individually
(encircled in green on the map)

Reference on Map	Description	Situation
T1	Ash	Situated on the southern boundary of land rear of 191-211 Lovedean Lane, Horndean.
T2	Oak	Situated on the western boundary of land rear of 191-211 Lovedean Lane, Horndean.

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

Reference on Map	Description	Situation
G1	2 Field Maple	Situated on the south-eastern boundary of land rear of 191-211 Lovedean Lane, Horndean.
G2	7 Ash 5 Field Maple	Situated on the southern boundary of land rear of 191-211 Lovedean Lane, Horndean.
G3	5 Ash 4 Field Maple 1 Oak	Situated on the western boundary of land rear of 191-211 Lovedean Lane, Horndean.
G4	11 Ash 3 Yew 3 Field Maple	Situated in the northern sector of the site rear of 191-211 Lovedean Lane and south east of 17 New Road, Horndean.

