TOWN AND COUNTRY PLANNING ACT 1990

EAST HAMPSHIRE (Land East of Horndean, North of Rowlands Castle Road, Horndean)

TREE PRESERVATION ORDER (EH965) 2015

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 East of Horndean, North of Rowlands Castle Road, Horndean) Tree Preservation Order (EH965) 2015.

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 03 February 2015

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

Solicitor to the Council

Areas
(dotted black line on the map)

Reference on Map	Description	Situation
A1	All trees of whatever species	Land North of Rowlands Castle Road, Horndean, as show on the attached plan.
A2	All trees of whatever species	Land North of Rowlands Castle Road, Horndean, as show on the attached plan.

This Tree Preservation Order was confirmed by East Hampshire District Council, subject to the modifications shown in red, on the 23rd July 2015.

THE COMMON SEAL of EAST HAMPSHIRE DISTRICT COUNCIL was hereunto affixed in the presence of:-

218634

Solicitor to the Council

SCHEDULE 1

SPECIFICATION OF TREES

Trees specified individually
(encircled in green on the map)

Reference on Map	Description	Situation
T1	Oak	Land North of Rowlands Castle Road, Horndean, as show on the attached plan.
T2	Oak	Land North of Rowlands Castle Road, Horndean, as show on the attached plan.
T3	Oak	Land North of Rowlands Castle Road, Horndean, as show on the attached plan.
T4	Oak	Land North of Rowlands Castle Road, Horndean, as show on the attached plan.
T5	Oak	Land North of Rowlands Castle Road, Horndean, as show on the attached plan.

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

Reference on Map	Description	Situation
G1	3 Oaks	Land North of Rowlands Castle Road, Horndean, as show on the attached plan.