Tree Preservation Order

Town and Country Planning Act 1990

The HIGH PEAK BOROUGH COUNCIL Tree Preservation (Britannia Trading Estate, Buxworth) Order 2021 No 299

High Peak Borough Council, in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990 make the following Order—

Citation

1. This Order may be cited as the HIGH PEAK BOROUGH COUNCIL Tree Preservation (Britannia Trading Estate, Buxworth) Order 2021 No 299

Interpretation

2. (1) In this Order "the authority" means High Peak 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 19th day of January 2021

The Common Seal of High Peak Borough Council

was affixed to this Order in the presence of—

.....

Authorised by the Council to sign in that behalf

CONFIRMATION OF ORDER

This Order was confirmed by High Peak Borough Council without modification on the

14th day of July 2021

~~OR~~

~~This Order was confirmed by High Peak Borough Council, subject to the modifications indicated by _____ on the _____ day of _____~~

Signed on behalf of High Peak Borough Council

.....

Authorised by the Council to sign in that behalf

~~DECISION NOT TO CONFIRM ORDER~~

~~A decision not to confirm this Order was taken by High Peak Borough Council on the – _____ day of _____~~

~~Signed on behalf of High Peak Borough Council~~

.....

~~Authorised by the Council to sign in that behalf~~

VARIATION OF ORDER

This Order was varied by High Peak Borough Council on the _____ day of _____ by a variation order under reference number _____ a copy of which is attached

Signed on behalf of High Peak Borough Council

.....

Authorised by the Council to sign in that behalf

REVOCATION OF ORDER

This Order was revoked by High Peak Borough Council on the _____ day of _____

Signed on behalf of High Peak Borough Council

.....

Authorised by the Council to sign in that behalf

SCHEDULE
Specification of trees

Trees specified individually (encircled in black on the map)

Reference on map	Description	Situation
	None	

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 black line on the map)

Reference on map	Description	Situation
	None	

Woodlands (within a continuous black line on the map)

Reference on map	Description	Situation
W1	All trees of whatever species	At the northern end of the Britannia Trading Estate trading estate to the west of New Road Buxworth and to the south and west of Carrington House.
W2	All trees of whatever species	To the south east of the site adjacent to The Bungalow and Church View and New Road Buxworth
W3	All trees of whatever species	Britannia Trading Estate To the south adjacent to the boundary with Buxworth Canal Basin and Black Brook
W4	All trees of whatever species	Britannia Trading Estate adjacent to New Road to the west of The Bungalow

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