

Tree Preservation Order

Town and Country Planning Act 1990

The SOUTH KESTEVEN DISTRICT COUNCIL (LAND ADJACENT HEATH VIEW, SOUTH HEATH LANE, FULBECK) TREE PRESERVATION ORDER 2021

The South Kesteven District 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 SOUTH KESTEVEN DISTRICT COUNCIL (LAND ADJACENT HEATH VIEW, SOUTH HEATH LANE, FULBECK) TREE PRESERVATION ORDER 2021

Interpretation

2.— (1) In this Order “the authority” means the South Kesteven 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, 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 **26th July 2021**

The South Kesteven District Council
was made in the presence of—


RICHARD WYLES
Director for Finance



This order was confirmed by the South Kesteven District Council
on the 6 October 2021


Principal Planning Officer

SCHEDULE
Specification of trees

Trees specified individually (encircled in black on the map)

Reference on map	Description	Situation
T1	Beech Tree	Located In Hedgerow To The North Of South Heath Lane, Adjacent Heath View
T2	Beech Tree	Located in the hedgerow to the north of South Heath Lane, Adjacent Heath View
T3	Sycamore Tree	Located in the hedgerow to the north of South Heath Lane, Adjacent Heath View
T4	Sycamore Tree	Located in the hedgerow to the north of South Heath Lane, Adjacent Heath View

Groups of trees (within a broken black line 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		

Trees specified by reference to a woodland (encircled in green on the map)

Reference on map	Description	Situation
NONE		

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