



**TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING
(TREE PRESERVATION)(ENGLAND)REGULATIONS 2012**

**Tree Preservation Order: SOUTH KESTEVEN DISTRICT COUNCIL
(LAND AT KESTEVEN WAY, BOURNE)
TREE PRESERVATION ORDER 2015**

On 17th November 2014 we made the above tree preservation order, and sent you a copy.

We have considered whether or not the order should be confirmed (or in other words, made permanent). On the 1st April 2015 the Council decided:

To confirm the order.

If you wish to cut down, top or lop any of the trees described in the first schedule of the order and shown on the map enclosed with the order permission must be obtained from South Kesteven District Council before any work is carried out on the trees. If you require help or information please contact the Council's Development Management Services, South Kesteven District Council, Council Offices, St Peter's Hill, Grantham, NG31 6PZ.

If you disagree with our decision you can challenge it by applying to the High Court under section 284(a) (validity of development plans and certain orders, decisions and directions) of the Town and Country Planning Act 1990. You can apply to the High Court if you believe:

- (1) the order is not within the powers of the Town and Country Planning Act 1990; or
- (2) the requirements of Town and Country Planning (Tree Preservation) (England) Regulations 2012 have not been met.

You must apply to the High Court within six weeks from the date of our decision.

Signed
Executive Manager, Growth and Development

Dated 1st April 2015

This order was confirmed by the South Kesteven District Council
on the 1st April 2015

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Strategic Director



IMPORTANT - THIS COMMUNICATION MAY AFFECT YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (TREE PRESERVATION) REGULATIONS
2012

Tree preservation order: SOUTH KESTEVEN DISTRICT COUNCIL (LAND AT
KESTEVEN WAY, BOURNE) TREE PRESERVATION ORDER 2014

THIS IS A FORMAL NOTICE to let you know that on 17th November 2014 we made
the above tree preservation order.

A copy of the order is enclosed. In simple terms, no one is allowed to cut down,
top or lop without our permission any of the trees described in the 1st Schedule of
the order and shown on the map.

Some information about tree preservation orders can be found in Planning
Practice Guidance notes on the link below:-

[http://planningguidance.planningportal.gov.uk/blog/guidance/tree-preservation-
orders/tree-preservation-orders-general/](http://planningguidance.planningportal.gov.uk/blog/guidance/tree-preservation-orders/tree-preservation-orders-general/)

We have made the order as the trees in the area are integral to the rural
character of the locality whose loss would damage the environment and its
enjoyment by the public.

The order came into force, on a temporary basis, on 17th November 2014 and will
remain in force for six months. During this time we will decide whether the order
should be given permanent status.

People affected by the order have a right to object or make comments on any of
the trees or woodlands covered before we decide whether the order should be
made permanent.

If you would like to make any objections or comments, please make sure we
receive them in writing by 22nd December 2014. Your comments must meet
regulation 6 of the Town and Country Planning (Trees) Regulations 2012 (a copy
is attached). Please send your comments to:- *The Head of Legal & Democratic,
South Kesteven District Council, Council Offices, St. Peter's Hill, Grantham NG31
6PZ.* We will carefully consider all objections and comments before deciding
whether to make the order permanent.

We will write to you again when we have made our decision. In the meantime, if
you would like any more information or have any questions about this letter,
please contact Mr Abiola Labisi (*name of principle planning officer ie Justin or
Kevin*) at the above address - Telephone No: 01476 406080

Dated: 17th November 2014

Signed:

Head of Development and Growth on behalf of South Kesteven District Council,
Council Offices, St. Peter's Hill, Grantham, NG31 6PZ

Tree Preservation Order

Town and Country Planning Act 1990

The SOUTH KESTEVEN DISTRICT COUNCIL (KESTEVEN WAY, BOURNE) TREE PRESERVATION ORDER 2014

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, KESTEVEN WAY, BOURNE TREE PRESERVATION ORDER 2014

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 17th November 2014

The Common Seal of South Kesteven District Council
was affixed to this Order in the presence of—



SCHEDULE

Specification of trees

Trees specified individually (encircled in black on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	Scots Pine	1, Kesteven Way, Bourne Easting – 320147 Northing – 320147
T2	Lime	1, Kesteven Way, Bourne Easting – 509100 Northing - 320157

Trees specified by reference to an area (within a dotted black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
[A1]	NONE	

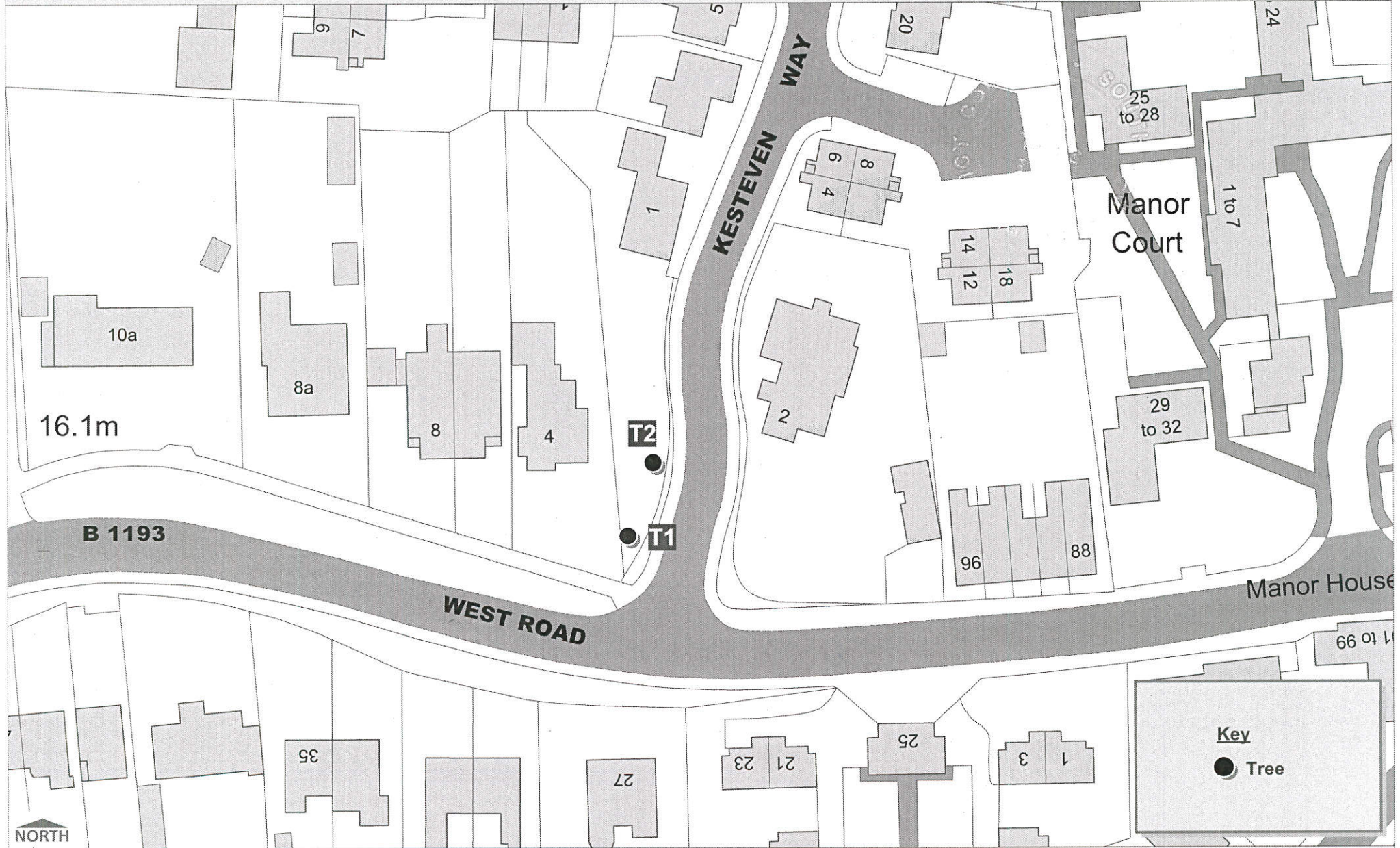
Groups of trees (within a broken black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
[G1]	NONE	

Woodlands (within a continuous black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
[W1]	NONE	

TPO - KESTEVEN WAY, BOURNE



South Kesteven District Council

Scale 1:750

Map Centre: 509107 E 320163 N