

## **Town and Country Planning Act 1990**

### **The City of Stoke-on-Trent Tree Preservation Order (No.111) 2014**

Stoke-on-Trent City Council, in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990 make the following order -

#### **1. Citation**

This Order may be cited as The City of Stoke-on-Trent Tree Preservation Order (No.111) 2014.

#### **2. Interpretation**

(1) In this Order “the authority” means Stoke-On-Trent City 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.

#### **3. Effect**

(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.

#### **4. Application to trees to be planted pursuant to a condition**

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 from when the tree is planted.

Dated this 27<sup>th</sup> day of October 2014

EXECUTED as a Deed by THE )  
COUNCIL OF THE CITY )  
OF STOKE-ON-TRENT )  
whose seal is hereunto affixed and )  
is authenticated by the signature of:- )



[Redacted]  
authorised signatory

[Redacted]  
authorised signatory

CONFIRMATION of order

This order was confirmed on 23rd April 2015  
with modification.

[Redacted]

ASSISTANT DIRECTOR - GOVERNANCE  
STOKE ON TRENT CITY COUNCIL

## SCHEDULE

(Article 3)

(encircled in black on the map)

### Trees specified individually

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	Populus x canadensis - Hybrid Black Poplar	Plot 6, Land off Newcastle Lane, Penkhull, Stoke-on-Trent
T2	Populus x canadensis - Hybrid Black Poplar	Land at Elm Tree House, Garden Street, Penkhull, Stoke-on-Trent

(within a solid black line on the map)

### Trees specified by reference to an area

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>

(within a broken black line on the map)

### Groups of trees

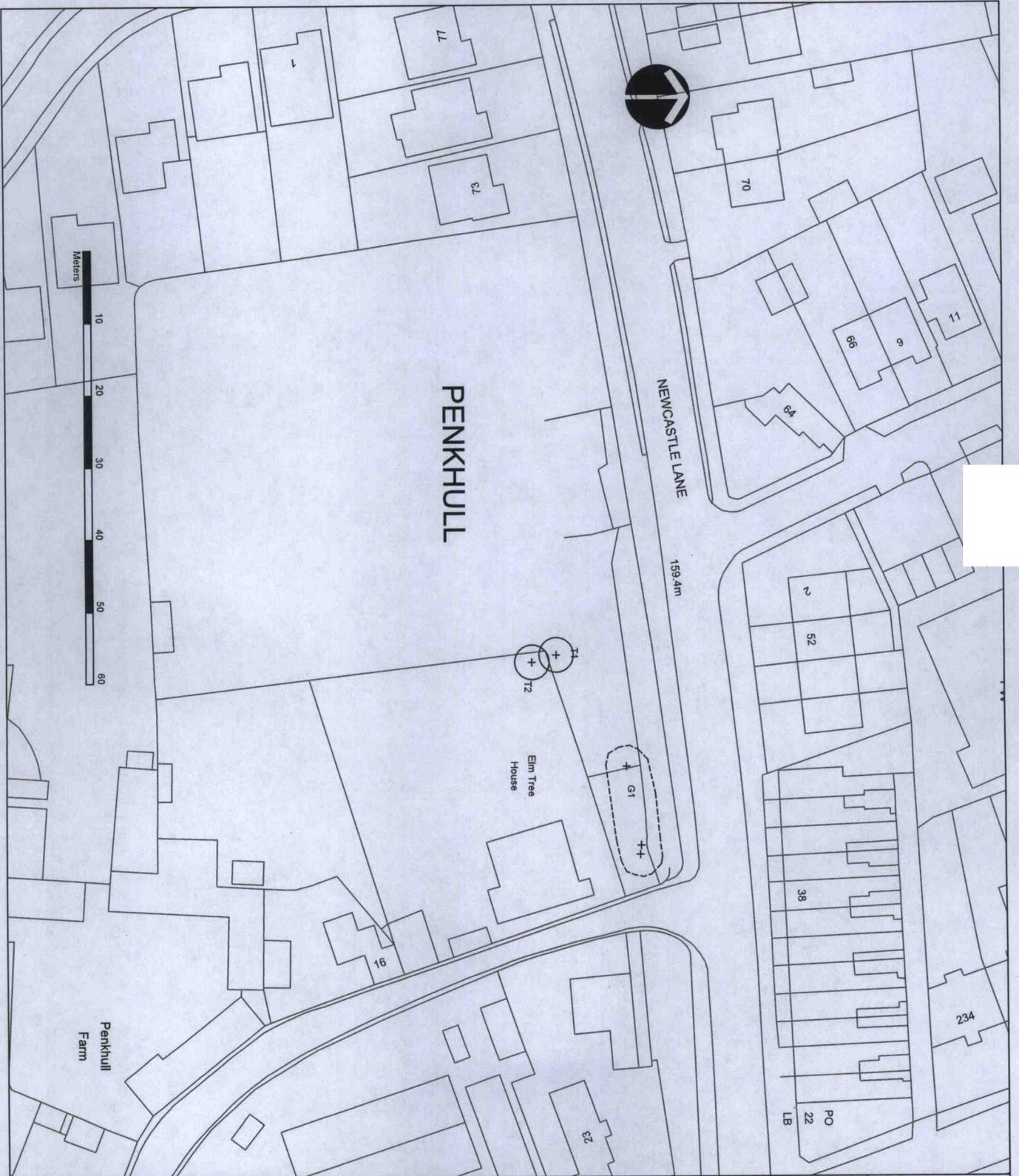
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
Group 1	1 no. Fagus sylvatica – Beech 1 no. Ilex aquifolium – Common Holly 1no. Fraxinus excelsior – Common Ash	Plot 6, Land off Newcastle Lane, Penkhull, Stoke-on-Trent

(within a dashed black line on the map)

### Woodlands

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>

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The contractor is responsible for checking all dimensions and any discrepancy is to be verified with the Landscape Architect before proceeding. Figured dimensions only to be worked to - do not scale.

**IF IN DOUBT ALWAYS ASK**

**Notes :**

Revision	Check	Date


  
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 Glabe Street,  
 Stoke-on-Trent,  
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**CITY RENEWAL DIRECTORATE**  
**LANDSCAPE DEVELOPMENT**

**Project**  
**Tree Preservation Order**

**Drawing Title**  
**Plot 6 Former Penkhull Farm and Elm Tree House**

**Scale(s)** 1:500 @ A3

**Drawn By** MS

**Date** 7.10.14

**Dwg number**

**Checked by**

**Rev**