

**TOWN AND COUNTRY PLANNING ACT 1990**

**ASHFORD BOROUGH COUNCIL  
TREE PRESERVATION ORDER NO. 5, 2021  
Davis Wood Brissenden Green Lane Bethersden Kent**

Ashford 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 Ashford Borough Council Tree Preservation Order No 5, 2021 - Davis Wood Brissenden Green Lane Bethersden Kent

**Interpretation**

2. (1) In this Order "the authority" means Ashford 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 regulation 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 30<sup>th</sup> June 2021

**THE COMMON SEAL OF ASHFORD BOROUGH COUNCIL**

was affixed to this Order in the presence of -

Solicitor



Solicitor



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

CONFIRMATION OF  
ASHFORD BOROUGH COUNCIL  
TREE PRESERVATION ORDER NO. 5, 2021  
Davis Wood Brissenden Green Lane Bethersden Kent

This Order was confirmed by **ASHFORD BOROUGH COUNCIL** without modification on  
**01 December 2021**

**THE COMMON SEAL OF ASHFORD BOROUGH COUNCIL**

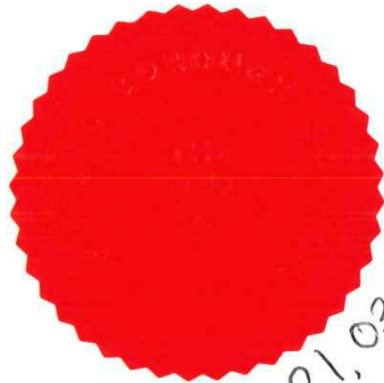
was affixed to this Order in the presence of -

*Mayor*



Solicitor  
*SIMON TALIJANCIĆ*

Case of urgency and no Member  
Available to attest the seal  
General Procedure Rules  
Appendix 1 Section D(5)



*21.030*

## 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)

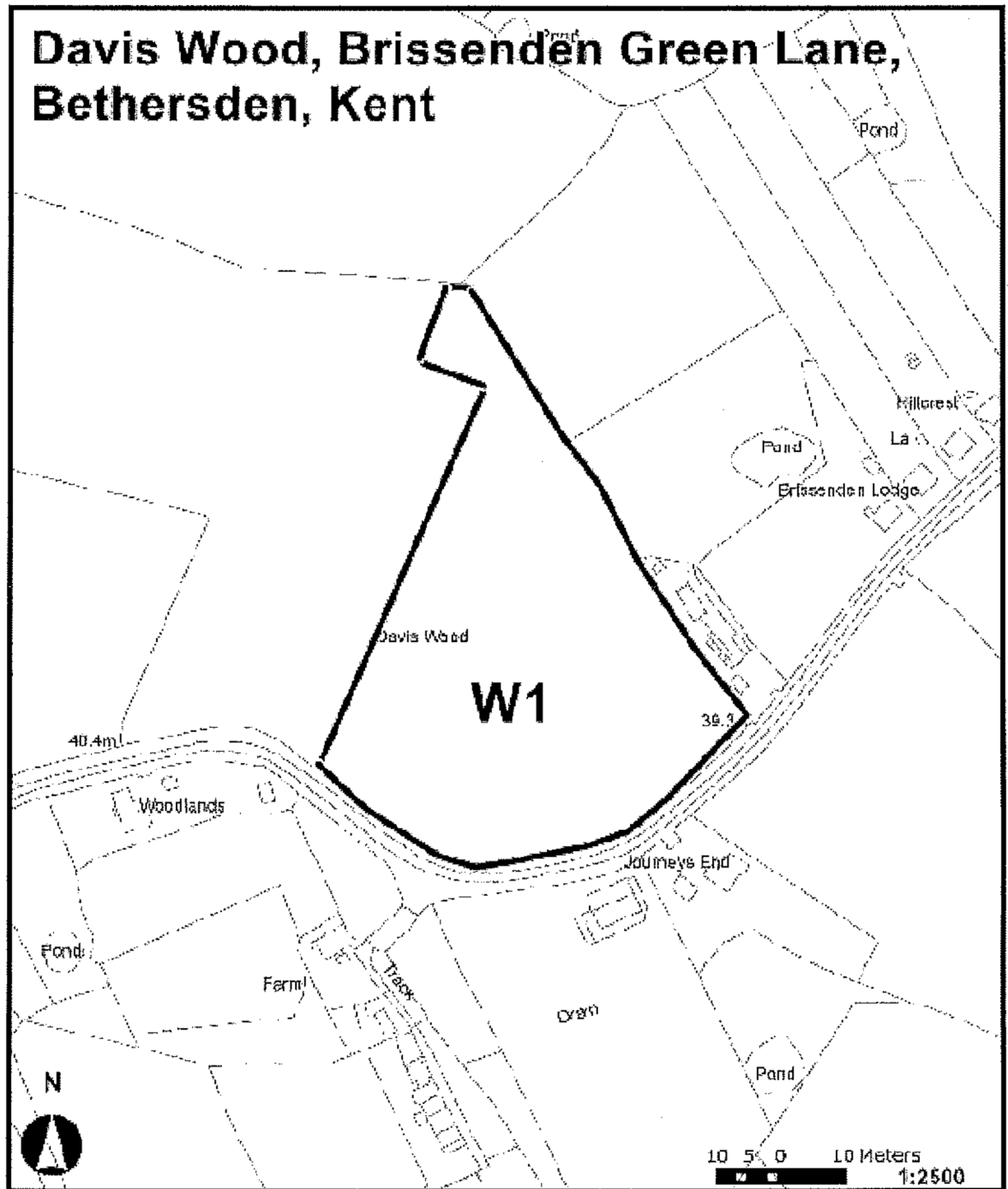
Reference on map	Description	Situation
		None

#### Woodlands (within a continuous black line on the map)

Reference on map	Description	Situation
W1	Ancient Woodland mainly comprised of Oak and hornbeam but with some Wild Service Tree	Woodland fronting Brissenden Green Lane



# TPO no.5, 2021

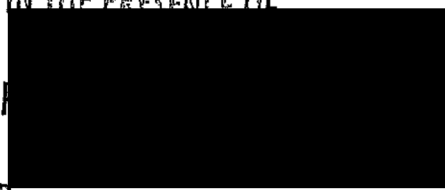


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June 2021

THE COMMON SEAL OF ASHFORD  
BOROUGH COUNCIL WAS HEREUNTO  
AFFIXED IN THE PRESENCE OF



Case of urgency and no Member Available to attest the seal  
General Procedure Rules  
Appendix 1 Section D(5)

SOLICITOR

SOLICITOR

201912