

# TOWN AND COUNTRY PLANNING ACT 1990

## ASHFORD BOROUGH COUNCIL TREE PRESERVATION ORDER NO. 3,2015

### Land to north of Captain's Wood in the parishes of Sevington and Mersham, Ashford

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 3,2015 - Land to north of Captain's Wood in the parishes of Sevington and Mersham, Ashford

#### 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 01 April 2015**

**THE COMMON SEAL OF ASHFORD BOROUGH COUNCIL**

was affixed to this Order in the presence of -

Mayor *J. Smith*

*for* Head of Legal and Democratic Services



**SCHEDULE**  
**SPECIFICATION OF TREES**

**Trees specified individually**  
(encircled in black on the map)

<b>Reference on map</b>	<b>Description</b>	<b>Situation</b>
T1	Oak	on the east boundary of the site
T2	Oak	on the east boundary of the site
T3	Oak	on the east boundary of the site

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

<b>Reference on map</b>	<b>Description</b>	<b>Situation</b>
		None

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

<b>Reference on map</b>	<b>Description</b>	<b>Situation</b>
G1	14 Oaks	along the field boundary to the north of the site
G2	3 Oaks	to the south west of the site

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

<b>Reference on map</b>	<b>Description</b>	<b>Situation</b>
		None

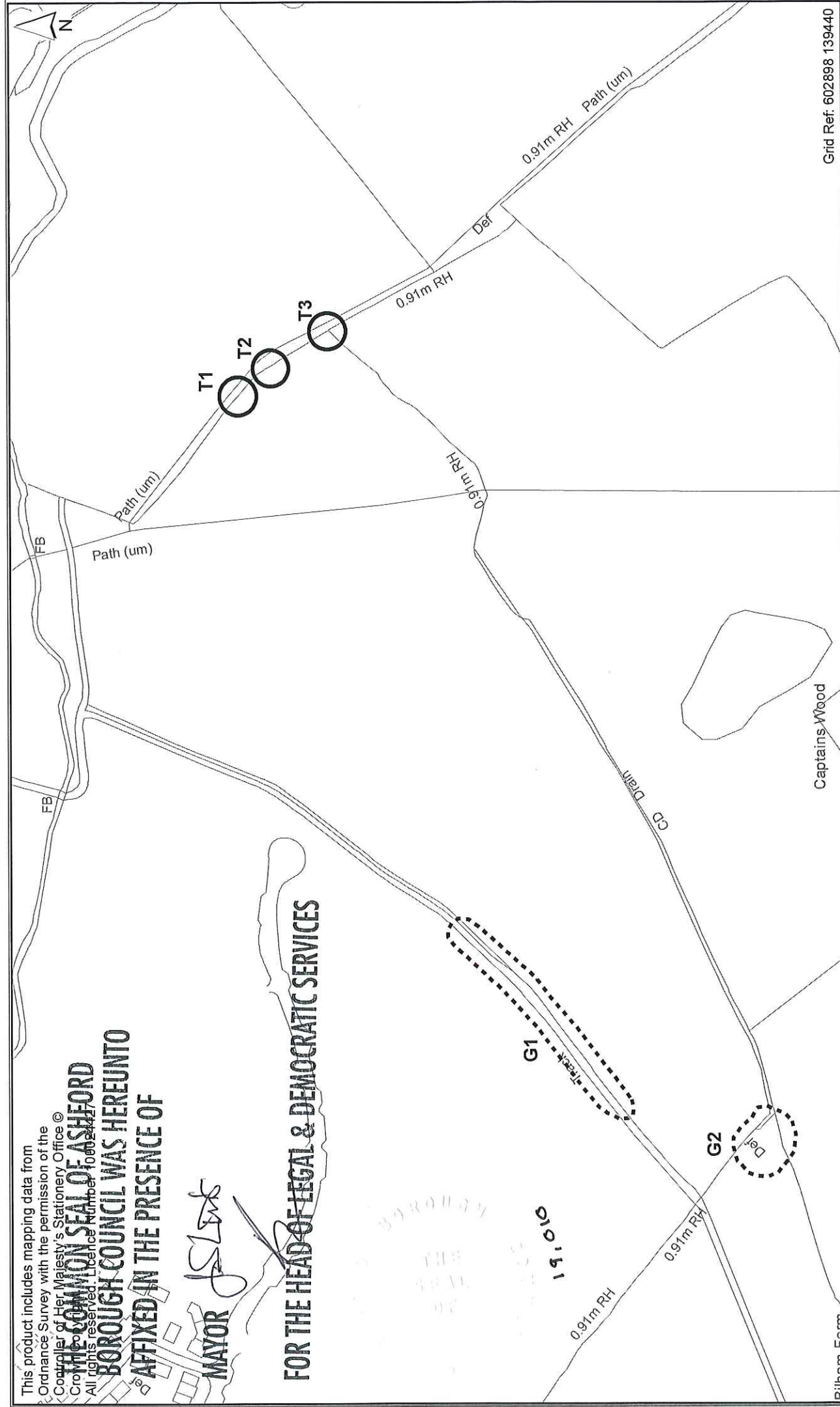
This product includes mapping data from Ordnance Survey with the permission of the Controller of Her Majesty's Stationery Office © Crown Copyright. Licence Number: 100024477. All rights reserved.

**THE COMMON SEAL OF ASHFORD**

**BOROUGH COUNCIL WAS HEREUNTO AFFIXED IN THE PRESENCE OF**

**MAYOR**

**FOR THE HEAD OF LEGAL & DEMOCRATIC SERVICES**



Bilham Farm

**ASHFORD BOROUGH COUNCIL**

**TREE PRESERVATION ORDER NO: 3, 2015**

**Land to north of Captain's Wood in the parishes of Sevington and Mersham, Ashford**

**Scale 1:2500**

**Date April 2015**

Grid Ref. 602898 139440

**Planning & Development  
Civic Centre  
Tannery Lane  
Ashford  
Kent, TN23 1PL**