

# TOWN AND COUNTRY PLANNING ACT 1990

## ASHFORD BOROUGH COUNCIL TREE PRESERVATION ORDER NO. TPO/2024/0008

Land South of Heartsay House, Headcorn Road, Biddenden, Ashford, TN27 8JY

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 **TPO/2024/0008 - Land South of Heartsay House, Headcorn Road, Biddenden, Ashford, TN27 8JY**

### 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 14<sup>th</sup> May 2024

**THE COMMON SEAL OF ASHFORD BOROUGH COUNCIL**

was affixed to this Order in the presence of -

Solicitor [Redacted]

Solicitor [Redacted]

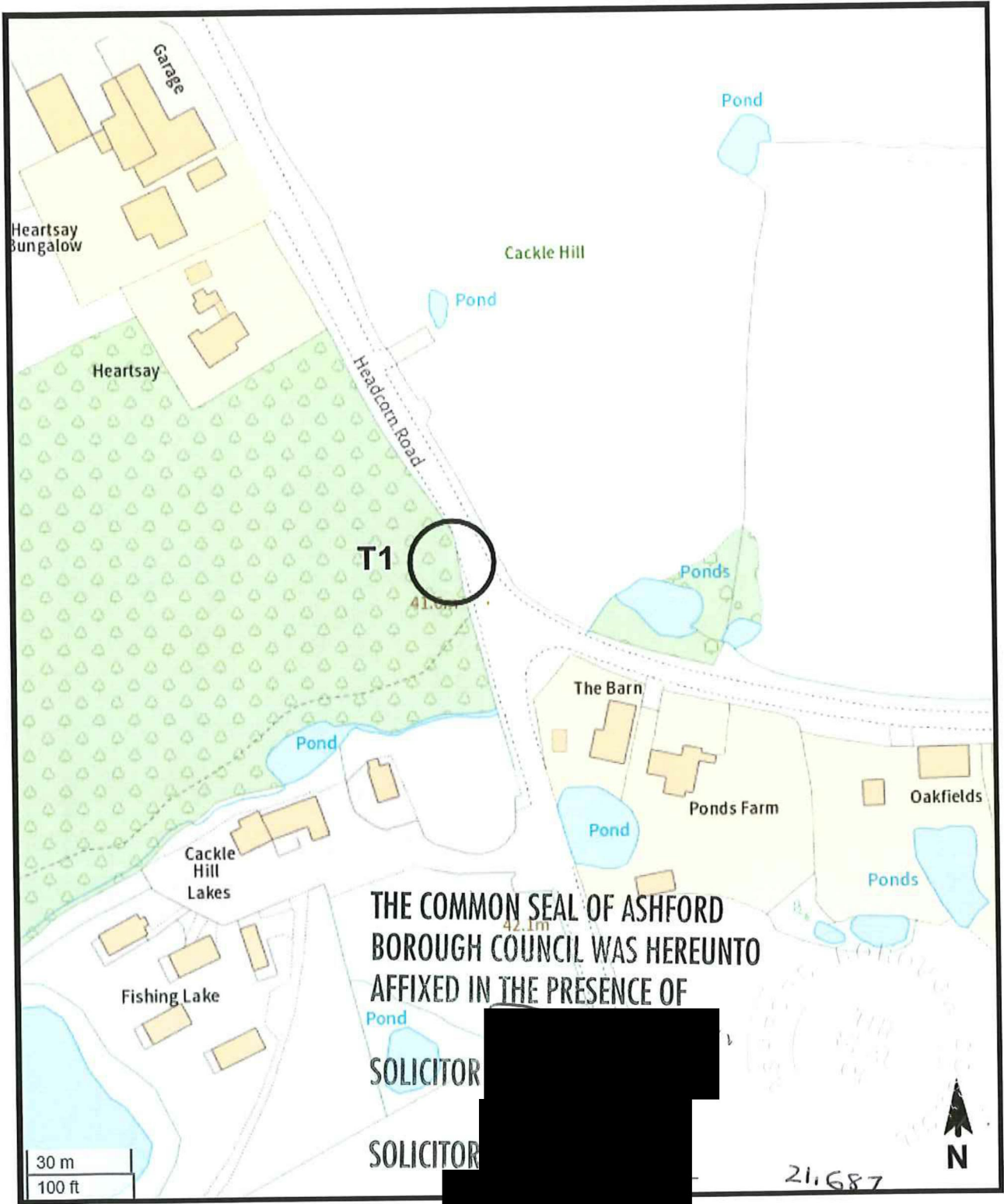


## SCHEDULE

### SPECIFICATION OF TREES

Tree(s) specified individually  
(Encircled in black on the map)

Reference on map	Description	Situation
T1	Oak	Adjacent to A274 on Land South of Heartsay House



**Ashford Borough Council**

May 2024

**TREE PRESERVATION ORDER  
TPO/2024/0008**

Planning and Development  
Civic Centre  
Tannery Lane  
Ashford Kent  
TN23 1PL

Land South of Heartsay House, Headcorn  
Road, Biddenden, Ashford, TN27 8JY