

IMPORTANT – THIS COMMUNICATION MAY AFFECT YOUR PROPERTY

Town And Country Planning Act 1990 Town and Country Planning (Tree Preservation)(England) Regulations 2012 REGULATION 5 NOTICE

Tree Preservation Order: The District of Teignbridge (6 Millin Way) Tree Preservation Order 2018

THIS IS A FORMAL NOTICE to let you know that on the 15 May 2018 the Council made the above Tree Preservation Order (TPO).

A copy of the order is enclosed. In simple terms, it prohibits anyone from cutting down, topping or lopping any of the trees described in the First Schedule and shown on the map without the Council's consent.

Some explanatory guidance on tree preservation orders is given in the enclosed leaflet, *Protected Trees: A Guide to Tree Preservation Procedures*, produced by the Communities & Local Government Department.

The Council have made the order because:

the tree(s) contribute to the visual amenity of the area. A planning application has been received which may result in the loss of the tree(s)

The order took effect, on a provisional basis, on the 15 May 2018. It will continue to be in force on this basis for a further 6 months or until the order is confirmed by the Council.

During the period that the provisional order is in force, an opportunity is provided for the people affected by the order to make objections or other representations about any of the trees, groups of trees or woodlands covered by the order.

If you would like to make any objections or other comments, please make sure we receive them in writing by 26 June 2018. Your comments must comply with regulation 6 of the Town and Country Planning (Tree Preservation)(England) Regulations 2012, a copy of which is provided overleaf. Send your comments by post to the Business Manager – Strategic Place, Teignbridge District Council, Forde House, Brunel Road, Newton Abbot, Devon, TQ12 4XX or by email to designandheritage@teignbridge.gov.uk.

Comments are not confidential and will be published on the internet with names and addresses although private telephone numbers/email addresses and signatures will be removed. Any comments which the Council considers to be inappropriate may be removed from letters.

All valid objections or representations are carefully considered before a decision on whether to confirm the order is made. The Council may confirm the order without modification or subject to such modifications considered to be expedient. Alternatively, a decision may be taken not to confirm the order.

The Council will write to you again when that decision has been made. In the meantime, if you would like any further information or have any questions about this letter, please contact the Arboricultural Officer, telephone number 01626 215708.

The Council is required to give notice to all the owners and occupiers of the land affected by the tree preservation order. So as to ensure that this notice is served on all interested parties, please let me know within 14 days of the date below, whether there is anyone else who is an owner or occupier apart from the recipient of this notice. This information is requested in accordance with the Council's powers under section 330 of the Town and Country Planning Act 1990.

Signed:



Dated: 15 May 2018

Nick Davies

Business Manager - Strategic Place

**COPY OF REGULATION 6 OF TOWN AND COUNTRY PLANNING (TREE
PRESERVATION)(ENGLAND) REGULATIONS 2012**

Objections and representations

6 (1) Subject to paragraph (2), objections and representations -

(a) shall be made in writing and -

- i. delivered to the authority not later than the date specified by them under regulation 5(2)(c); or
- ii. sent to the authority in a properly addressed and pre-paid letter posted at such time that, in the ordinary course of post, it would be delivered to them not later than that date;

(b) shall specify the particular trees, groups of trees or woodlands (as the case may be) in respect of which the objections or representations are made; and

(c) in the case of an objection, shall state the reasons for the objection.

6 (2) The authority may treat as duly made objections and representations which do not comply with the requirements of paragraph (1) if, in the particular case, they are satisfied that compliance with those requirements could not reasonably have been expected.

TREE PRESERVATION ORDER**Town and Country Planning Act 1990****The District of Teignbridge (6 Millin Way) Tree Preservation Order 2018**

The Teignbridge District Council, in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990, hereby make the following Order

Citation

1. This Order may be cited as **The District of Teignbridge (6 Millin Way) Tree Preservation Order 2018**

Interpretation

2. (1) In this Order "the authority" means the Teignbridge 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 15 May 2018

Signed on behalf of the Teignbridge District Council

.....*M. Pearce*.....
 Authorised by the Council to sign in that behalf

CONFIRMATION OF ORDER

This Order was confirmed by the Teignbridge District Council without modification on the

Date:

OR

This Order was confirmed by the Teignbridge District Council, subject to the modifications indicated by:

- the substitution of the original Schedule 1 (which is shown deleted by a black line) with the new substituted Schedule 1, which is marked "Substituted Schedule 1"
- the substitution of the original Plan (which is shown deleted by a black line) with the new substituted Plan, which is marked "Substituted Plan"

Date:

Signed on behalf of the Teignbridge District Council

.....

Authorised by the Council to sign in that behalf

DECISION NOT TO CONFIRM ORDER

A decision not to confirm this Order was taken by Teignbridge District Council on:

Date:

Signed on behalf of the Teignbridge District Council

.....

Authorised by the Council to sign in that behalf

VARIATION OF ORDER

This Order was varied by the Teignbridge District Council on the [INSERT DATE] by a variation order under reference number [INSERT REFERENCE NUMBER TO THE VARIATION ORDER] a copy of which is attached:

Signed on behalf of the Teignbridge District Council

.....

Authorised by the Council to sign in that behalf

REVOCATION OF ORDER

This Order was revoked by the Teignbridge District Council on the:

Date:

Signed on behalf of the Teignbridge District Council

.....

Authorised by the Council to sign in that behalf

FIRST SCHEDULE

SPECIFICATION OF TREES

TREES SPECIFIED INDIVIDUALLY

(Encircled in black on the map)

REFERENCE ON MAP	DESCRIPTION	SITUATION
T1	Oak	On or close to the rear eastern garden boundary of 6 Millin Way, as shown on the plan attached to Tree Preservation Order

REFERENCE ON MAP	DESCRIPTION	SITUATION
T2	Oak	On or close to the rear eastern garden boundary of 6 Millin Way, as shown on the plan attached to Tree Preservation Order

TREES SPECIFIED BY REFERENCE TO AN AREA

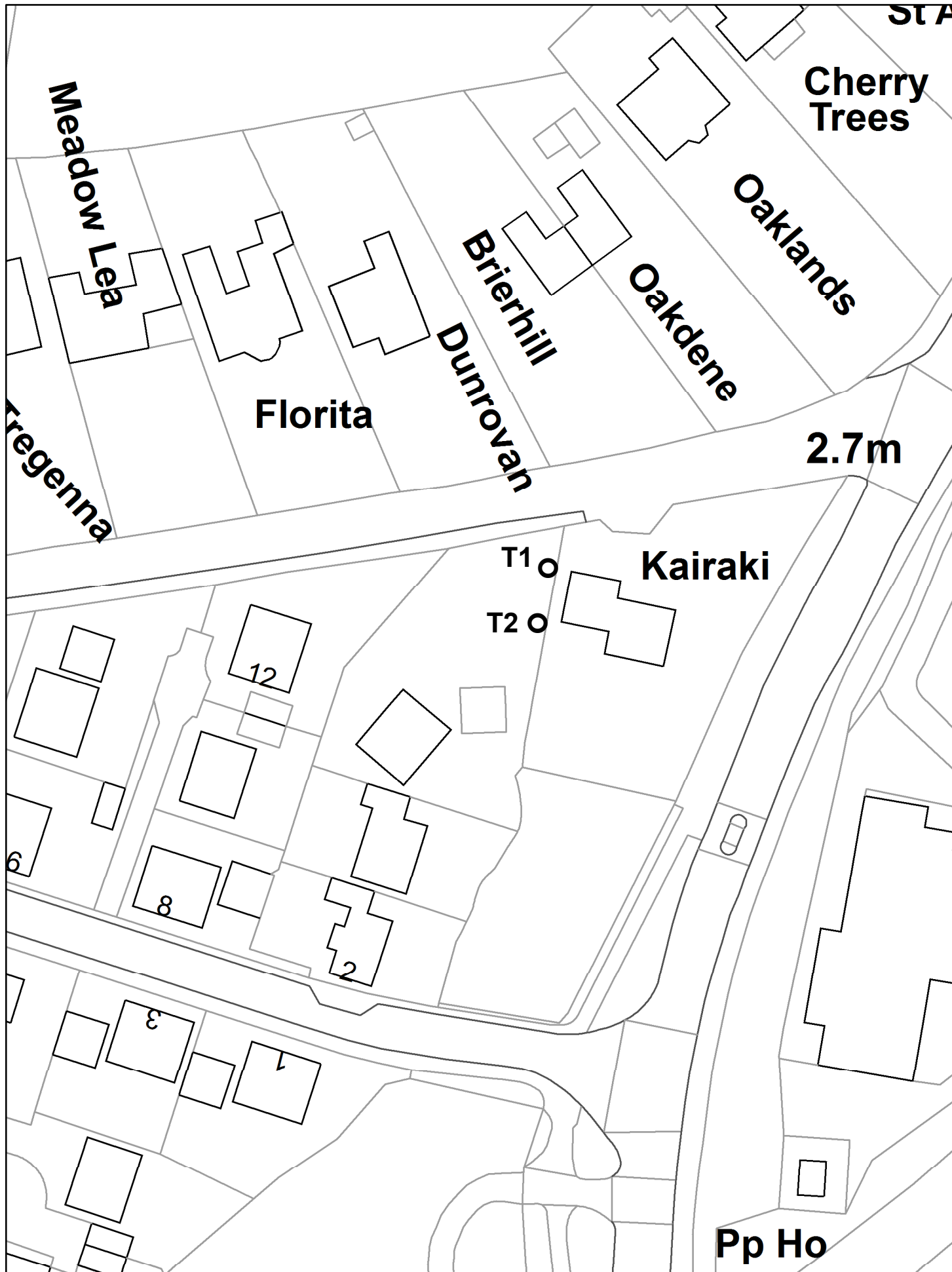
(NONE)

GROUP OF TREES

(NONE)

WOODLAND

(NONE)



Scale:
1:625

District of Teignbridge (6 Millin Way) Tree Preservation Order 2018

E2/29/92

