

Dated 22 November 2018

WINCHESTER CITY COUNCIL

Town and Country Planning Act 1990

**TREE PRESERVATION ORDER
No 2239 of 2018
Land at Texas Drive, Olivers Battery, Winchester**

Lisa Hall
Legal Services Manager
City Offices
Colebrook Street
Winchester
Hampshire
SO23 9LJ

Ref: NS/TPO2239

**TOWN AND COUNTRY PLANNING (TREE PRESERVATION)(ENGLAND)
REGULATIONS 2012**

TREE PRESERVATION ORDER

**Town and Country Planning Act 1990
Winchester City Council Tree Preservation Order No 2239 of 2018**

Winchester City 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 Winchester City Council Tree Preservation Order No. 2239 of 2018.

Interpretation

2. In this Order "the authority" means Winchester City Council and unless the context otherwise requires, any reference in this Order 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.

SCHEDULE 1

SPECIFICATION OF TREES

Trees specified individually
(encircled in black on the map)

Reference on map	Description	Situation
2239T1	Douglas Fir	Land at Texas Drive, Olivers Battery
2239T2	Douglas Fir	Land at Texas Drive, Olivers Battery
2239T3	Douglas Fir	Land at Texas Drive, Olivers Battery
2239T4	Ash	Land at Texas Drive, Olivers Battery
2239T5	Douglas Fir	Land at Texas Drive, Olivers Battery

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		

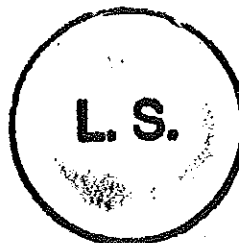
Woodlands
(within a continuous black line on the map)

Reference on map	Description	Situation
None		

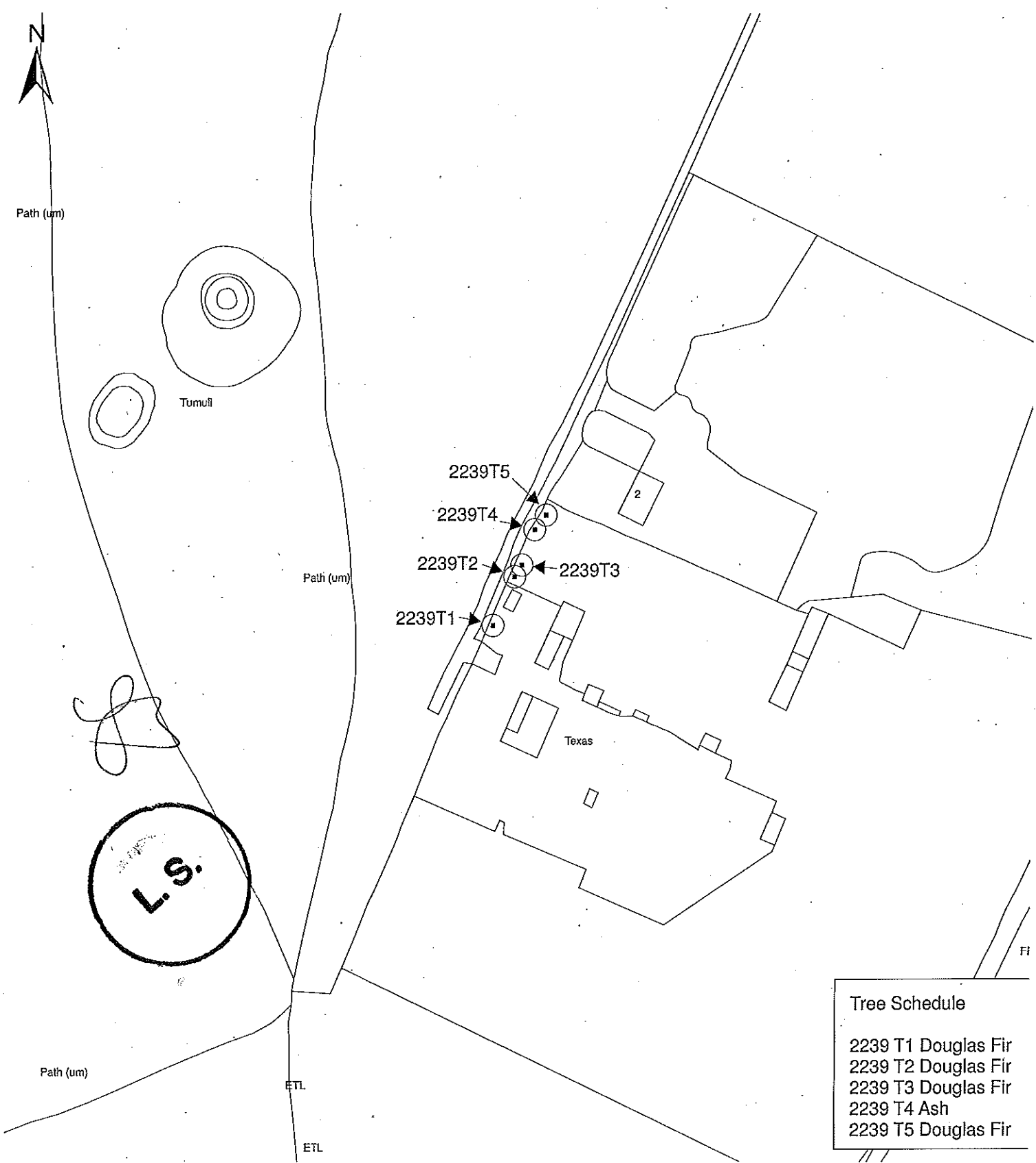
The Common Seal of Winchester City Council
was hereunto affixed this Thursday, 22 November 2018
in the presence of

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)
)

NO. IN SEAL
REGISTER:
10531



[Handwritten signature]
Planning & Information
Secretary



Tree Schedule	
2239 T1	Douglas Fir
2239 T2	Douglas Fir
2239 T3	Douglas Fir
2239 T4	Ash
2239 T5	Douglas Fir

● A1 ● Area

□ G1 □ Group

■ W1 ■ Woodland

○ T1 ○ Tree

TOWN AND COUNTRY PLANNING ACT 1990
Section 198 - 201

Tree Preservation Order No. 2239

Location: Land at Texas Drive
Olivers Battery
Winchester



Winchester
City Council

Director of Operations
Winchester City Council
POBox 497, City Offices
Colebrook Street
Winchester
Hampshire
SO23 9DD

Telephone 01962 840 222
Fax 01962 841 365

OS Grid: 4629

Scale: 1:1000 @ A4

Date : 16 November 2018