

V A R I A T I O N O R D E R

THE BOROUGH COUNCIL OF PENDLE TREE PRESERVATION ORDER

No. 2 2024 EARBY ROAD SALTERFORTH BARNOLDSWICK –

VARIATION ORDER NO. 2 2024

THE BOROUGH COUNCIL OF PENDLE hereby varies the above Order

(The Borough Council of Pendle) Tree Preservation Order No. 2 2024 as

follows: -

1. By removing 1 Sycamore tree from the piece of land (and any trees or woodland on it) shown on the attached plan from the Order.
2. By changing the description given in the First Schedule, Trees specified by reference to a Group G3, from "3 Sycamore" to the more specific "2 Sycamore," as shown on the attached plan from the Order.

Dated this day 19th of November 2024

THE COMMON SEAL of The Borough)
Council of Pendle was hereunto affixed)
In the presence of:-)


.....
Emma Barker
Legal Services Manager



Tree Preservation Order No.2 2024

Title: Earby Road Salterforth Barnoldswick

First Schedule

Trees specified individually

(encircled in black on the map)

Reference on map	Description	Situation
T1	Oak	Next to boundary hedge
T2	Oak	Next to boundary hedge

Trees specified by reference to an Area

(within a dotted black line on the map)

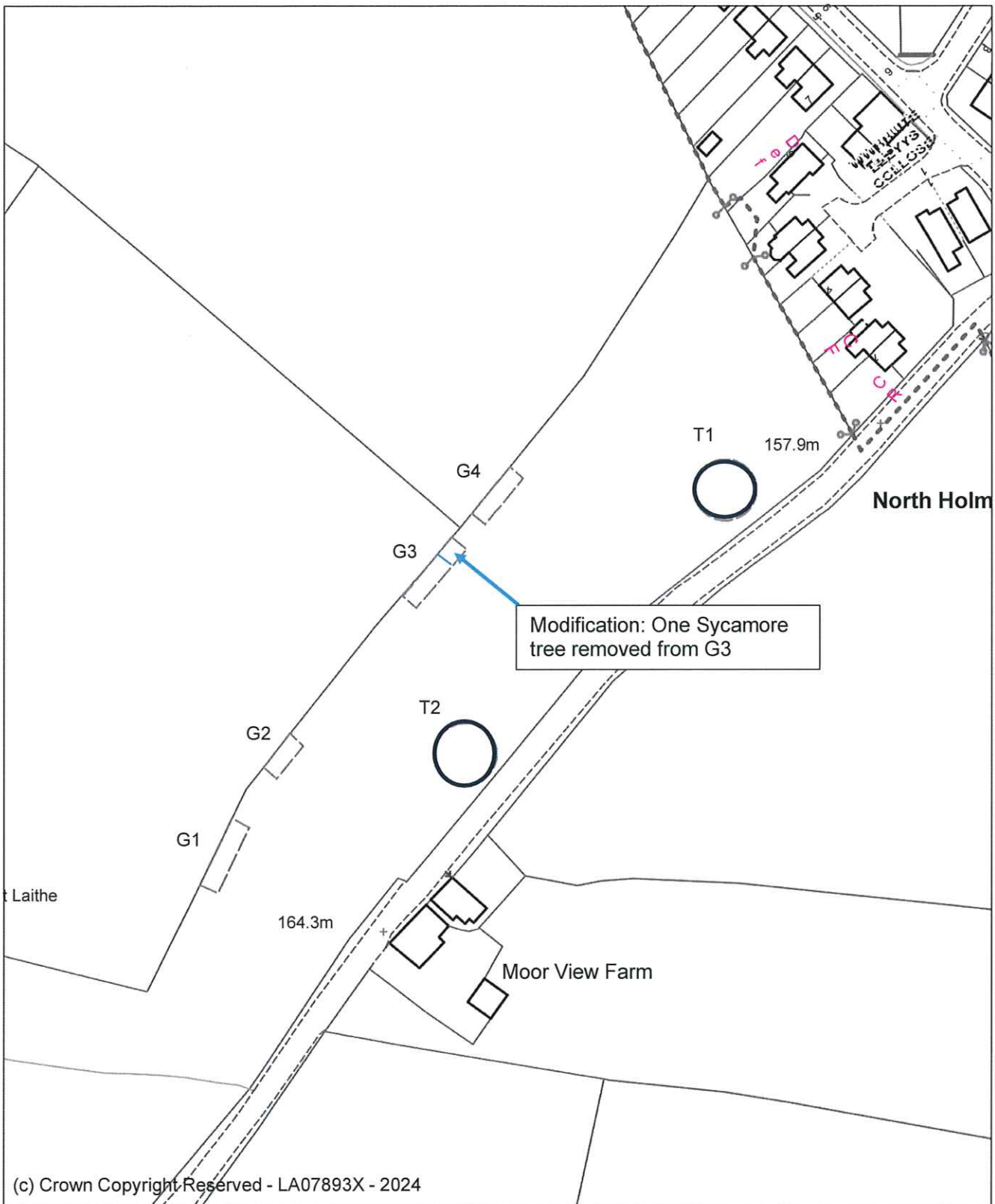
Reference on map	Description	Situation
	None	


None

Trees specified by reference to a Group

(within a broken black line on the map)

Reference on map	Description	Situation
G1	3 Sycamore	Central to the site and former boundary hedge
G2	1 Ash 2 Sycamore	As above
G3	2 Sycamore	As above
G4	2 Sycamore	As above



	Title		Description
	Proposed New T.P.O. Map (Modified)		Planning
	Location		Scale
	Earby Road Salterforth		1:1250
			Date
			14 th November 2024

Dated : 6 September 2024

THE BOROUGH COUNCIL OF PENDLE

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

THE BOROUGH COUNCIL OF PENDLE TREE PRESERVATION ORDER
NO. 2 2024 EARBY ROAD SALTERFORTH BARNOLDSWICK

HOWARD P CULSHAW
HEAD OF LEGAL & DEMOCRATIC SERVICES
TOWN HALL
MARKET STREET
NELSON
LANCASHIRE BB9 7LG

Form of Tree Preservation Order

Town and Country Planning Act 1990

The Borough Council of Pendle Tree Preservation Order No. 2 2024 Earby Road Salterforth Barnoldswick

The Borough Council of Pendle, 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 The Borough Council of Pendle Tree Preservation Order No. 2 2024 Earby Road Salterforth Barnoldswick

Interpretation

2.— (1) In this Order “the authority” means the Borough Council of Pendle.

(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 6th day of September 2024

The Common Seal of the Borough Council of Pendle

was affixed to this Order in the presence of—


.....
Emma Barker – Legal Services Manager



~~[CONFIRMATION OF ORDER~~

~~[This Order was confirmed by [insert name of Council] without modification on the [] day of [insert month and year]~~

~~OR~~

~~[This Order was confirmed by the [insert name of Council], subject to the modifications indicated by [state how indicated], on the [] day of [insert month and year]]~~

~~[Signed on behalf of the [insert name of 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 [insert name of Council] on the [] day of [insert month and year]]~~

~~[Signed on behalf of the [insert name of Council]~~

~~.....~~

~~Authorised by the Council to sign in that behalf]~~

VARIATION OF ORDER

This Order was varied by The Borough Council of Pendle on the 19th day of November 2024 by a variation order under reference number 24/TPO2(mod) a copy of which is attached.

Signed on behalf of The Borough Council of Pendle

.....


Emma Barker Legal Services Manager

Authorised by the Council to sign in that behalf

~~REVOCATION OF ORDER~~

~~[This Order was revoked by the [insert name of Council] on the [] day of [insert month and year]]~~

~~[Signed on behalf of the [insert name of Council]~~

~~.....~~

~~Authorised by the Council to sign in that behalf]~~

Tree Preservation Order No.2 2024

Title: Earby Road Salterforth Barnoldswick

First Schedule

Trees specified individually

(encircled in black on the map)

Reference on map	Description	Situation
T1	Oak	Next to boundary hedge
T2	Oak	As above

Trees specified by reference to an Area

(within a dotted black line on the map)

Reference on map	Description	Situation
------------------	-------------	-----------

None

Trees specified by reference to a Group

(within a broken black line on the map)

Reference on map	Description	Situation
G1	3 Sycamore	Central to the site and former hedge boundary
G2	1 Ash 2 Sycamore	As above
G3	3 Sycamore	As above
G4	2 Sycamore	As above

