

Dated: 22nd February 2024

THE BOROUGH COUNCIL OF PENDLE

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

**THE BOROUGH COUNCIL OF PENDLE TREE PRESERVATION ORDER
NO. 1 2024 PROSPECT FARM PARK LENCHES ROAD COLNE**

**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. 1 2024 Prospect Farm Park
Lenches Road Colne

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.
1 2024 Prospect Farm Park Lenches Road Colne

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 22nd day of February 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 *[insert name of Council]* on the [] day of *[insert month and year]* 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 *[insert name of Council]*

.....

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.1 2024

Title: Prospect Farm Park Lenches Road Colne

First Schedule

Trees specified individually

(encircled in black on the map)

Reference on map	Description	Situation
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None

Trees specified by reference to an Area

(within a dotted black line on the map)

Reference on map	Description	Situation
A1	Trees of whatever species	Within the site and around the periphery

None

Trees specified by reference to a Group

(within a broken black line on the map)

Reference on map	Description	Situation
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TPO Plan – Lenches Road Colne

