

THE HASTINGS BOROUGH COUNCIL TREE PRESERVATION ORDER NO. 296 of 2016 LAND ADJOINING 4 AVONDALE ROAD AND 5 GILLSMANS HILL ST LEONARDS ON SEA

The Hastings 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

This Order may be cited as THE HASTINGS BOROUGH COUNCIL TREE PRESERVATION ORDER NO. 296 of 2016 LAND ADJOINING 4 AVONDALE ROAD AND 5 GILLSMANS HILL ST LEONARDS ON SEA.

Interpretation

- 1.— (1) In this Order “the authority” means the Hastings 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

- 2.— (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

3. 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 5th December 2016

The Common Seal of Hastings Borough Council

was affixed to this Order in the presence of—

K. Cameron



Authorised by the Council to sign in that behalf

CONFIRMATION OF ORDER

This Order was confirmed by Hastings Borough Council without modification on the [] day of ^{10th}
February 2017
OR

This Order was confirmed by the Hastings Borough Council, subject to *[unclear]* indicated
by *[state how indicated]*, on the [] day of *[unclear]*

Signed on behalf of the Hastings Borough Council
[Signature]



Authorised by the Council to sign in that behalf]

DECISION NOT TO CONFIRM ORDER

~~A decision not to confirm this Order was taken by Hastings Borough Council on the [] day of~~

~~Signed on behalf of the Hastings Borough Council~~

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

VARIATION OF ORDER

This Order was varied by the Hastings Borough Council on the [] day of _____ 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 Hastings Borough Council

Authorised by the Council to sign in that behalf]

REVOCATION OF ORDER

This Order was revoked by the Hastings Borough Council on the [] day of _____

Signed on behalf of the Hastings Borough Council

Authorised by the Council to sign in that behalf]

SCHEDULE 1

SPECIFICATION OF TREES

Trees specified individually

(encircled in black on the map)

Reference on Map	Description	Situation
T1	CEDAR	FRONTING AVONDALE ROAD AND ADJACENT TO 4 AVONDALE ROAD
T2	HOLM OAK	FRONTING AVONDALE ROAD AND ADJACENT TO 4 AVONDALE ROAD
T3	BEECH	FRONTING AVONDALE ROAD AND ADJACENT TO 4 AVONDALE ROAD
T4	OAK	ON LAND ADJACENT TO 4 AVONDALE ROAD
T5	SWEET CHESTNUT	ON LAND ADJACENT TO 4 AVONDALE ROAD
T6	OAK	ON LAND AT 5 GILLSMANS HILL
T7	OAK	ON LAND ADJACENT TO 4 AVONDALE ROAD
T8	ASH	ON LAND ADJACENT TO 4 AVONDALE ROAD

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 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	

Reason for making the order

The trees are considered to be valuable components within the local environment. The removal of these trees would have a significant impact upon the local environment and its enjoyment by the public.



THE COMMON SEAL OF HASTINGS BOROUGH COUNCIL

was hereunto affixed this 5th day

of December 2016 in the presence of

K. Carron

*This order was confirmed by Hastings Borough Council without modification on the 10th day of February 2017
K. Carron
Authorised signatory.*



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Title: **TREE PRESERVATION ORDER No 296**

**Land adjoining 4 Avondale Road and
5 Gillsmans Hill
St Leonards-on-sea**

Scale: 1:1,250

Date: Nov 2016

Drawing No. 2613

Drawn: ST