

COUNTY BOROUGH OF HASTINGS.
TOWN AND COUNTRY PLANNING ACTS, 1932 and 1943

INTERIM PRESERVATION ORDER NO. 4.

WHEREAS it appears to us the COUNCIL of THE COUNTY BOROUGH OF HASTINGS (hereinafter called "the Council") being the Interim Development Authority for the purposes of the above Acts in respect of the said County Borough that it is expedient having regard to the provisions proposed to be inserted in the Planning Scheme for the said County Borough in accordance with Section forty-six of the Town and Country Planning Act, 1932 to provide as hereinafter mentioned for the preservation of woodland areas during the period pending the coming into operation of the provisions of the said Planning Scheme.

NOW THEREFORE in pursuance of the powers contained in Section eight of the Town and Country Planning (Interim Development) Act, 1932 and of all other powers enabling us in that behalf

WE THE COUNCIL DO ORDER as follows:-

- (1) THAT until such time as a Planning Scheme for the said County Borough comes into operation and subject to the exemptions specified in the Second Schedule hereto no person (which express shall in this Order include any body or firm whether corporate or otherwise) shall except with the consent of the Council cut down, top, lop or wilfully destroy or permit the cutting down, topping or wilful destruction of any part of the woodland areas in the said County Borough referred to in the First Schedule and more particularly indicated numbered and shown coloured green, blue and purple and edged red, brown, purple, blue and green respectively on the plan hereto annexed.
- (2) ANY application for consent of the Council made in pursuance of paragraph one hereof shall be in writing and shall contain such particulars and be accompanied by such plans as the Council may require and in considering any such application the Council may grant the same either unconditionally or subject to such conditions as they may think fit to impose or may refuse the same.

PROVIDED THAT

- (a) any person who is aggrieved by the refusal of any consent under this Order or by any conditions imposed upon the grant of any such consent may appeal to the Minister of Town and Country Planning (hereinafter called "the Minister") and
 - (b) upon the refusal of any consent under this Order or upon granting any such consent subject to conditions, the Council may make a contribution towards any damage or expense likely to be suffered or incurred by reason of their decision.
- (3) IF any part of the woodland areas designated in paragraph one hereof is felled in the course of forestry operations permitted by or under this Order, the owner of the land shall replant the said part in accordance with the practice of good forestry.
 - (4) ANY person contravening this Order shall be guilty of an offence and liable on summary conviction to a fine not exceeding Fifty Pounds and in the case of a continuing offence shall be liable on summary conviction to a fine not exceeding Forty Shillings for each day during which the offence continues after conviction.
 - (5) THIS Order shall take effect from the date on which it is approved by the Minister in accordance with the provisions of sub-section two of the Town and Country Planning (Interim Development) Act 1932.

THE SECOND SCHEDULE hereinafter referred to

This Order shall not apply so as to require the consent of the Council to the cutting down, topping, lopping or wilful destruction of any part of a woodland area undertaken

- (a) in compliance with an obligation imposed by or under any Act of Parliament; or
- (b) in pursuance of a power conferred on the Postmaster General by virtue of Section five of the Telegraph (Construction) Act, 1908; or
- (c) in the case of a local or public authority or statutory undertakers, in the exercise of any powers conferred on the Authority or undertakers by or under any Act of Parliament; or
- (d) when the tree is dying or dead or has become dangerous; or
- (e) in pursuance of any consent granted on an appeal made under this Order.

IN WITNESS whereof the Council have caused their Common Seal to be hereunto affixed this 11th day of May One thousand nine hundred and forty eight in the presence of:-

N. P. LESTER

Town Clerk

L.S.

B2525

(30th June, 1948)

The Minister of Town and Country Planning in exercise of the powers given to him by subsection (2) of Section 8 of the Town and Country Planning (Interim Development) Act, 1943, and having taken into consideration all objections not withdrawn, hereby approves the above Order, subject to the following modifications:-

In Clause (3) the words "and numbered 1,2,3,4,9,11,12 and 14" shall be inserted after the words "paragraph one".

L.S.

GIVEN under the Official Seal of the Minister of Town and Country Planning this thirtieth day of June, One thousand nine hundred and forty-eight.

W. B. VINCE

Authorised by the Minister to sign in that behalf.

ADDENDUM TO THE FIRST SCHEDULE

1. Items 1, 2, 3, 4, 9, 11, 12, 14 Woodland Areas.

2. " 5, 6, 7, 8, 10, 13, 15, 16, 17 Groups of trees.

Numbers of trees in groups:-

| | | |
|--------|----|-------|
| Item 5 | 19 | trees |
| " 6 | 34 | " |
| " 7 | 42 | " |
| " 8 | 41 | " |
| " 10 | 25 | " |
| " 13 | 25 | " |
| " 15 | 59 | " |
| " 16 | 19 | " |
| " 17 | 14 | " |

| No. on Plan | Description of Woodland Area | Situation. |
|--------------|---|---|
| 10 5 9 | Group of beech and oak trees | Fronting the northern boundary of O.S. enclosure No. 136 and part of O.S. enclosure No.138 at the junction of O.S. enclosures Nos. 137, 138 and 136, as delineated in blue on the plan attached hereto. |
| 11 | Belt of mixed hardwoods with mixed coppice undergrowth. | Fronting the eastern boundary of, and comprising part of, O.S. enclosure No.148a as delineated in red on the plan attached hereto. |
| 12 3 | Woodland area of mixed hardwoods with some mixed coppice undergrowth. | Fronting the eastern boundary of, and comprising part of, O.S. enclosure No.165 as delineated in green on the plan attached hereto. |
| 13 | Belt of Scot's Pines | Fronting the eastern boundary of, and comprising part of, O.S. enclosure No.181 as delineated in purple on the plan attached hereto. |
| 14 4 | Woodland area of mixed hardwoods with mixed coppice undergrowth. | Comprising the whole of O.S. enclosure No.140, being 0.67 acres or thereabouts in extent as delineated in brown on the plan attached hereto. |
| 15 | Belt, 30 ft. wide or thereabouts, of mixed conifers and hardwoods. | Fronting the west side of Wishing Tree Road from a point in Wishing Tree Road 100ft. or thereabouts southwards from the junction of Wishing Tree Road and Old Church Road, southwards to a point in Wishing Tree Road 20ft. or thereabouts south of the pond (O.S. enclosure No.204a) opposite "The Wishing Tree" public house, as delineated in green on the plan attached hereto. |
| 16 | Belt of Elms, 30ft. wide or thereabouts. | Forming a belt, 20ft. or thereabouts north west of, and joining Church Wood and the pond, O.S. enclosure No. 204a, as delineated in blue on the plan attached hereto. |
| 17 | Clump of hardwoods | On the west side of Wishing Tree Road and surrounding the pond, O.S. enclosure No.204a, as delineated in red on the plan attached hereto. |

THE FIRST SCHEDULE hercinbefore referred to
Ordnance Survey enclosure numbers refer to O.S. Map
Sussex (East), Sheet No. LVIII. o. (Edition
of 1929).

| No. on Plan | Description of Woodland Area | Situation. |
|------------------|---|--|
| 1 | Woodland area principally coppice of sweet chestnut and hazel with standards of oak. | Being part of Hoads Wood of 36.4 acres or thereabouts in extent as delineated in blue on the plan attached hereto. |
| 2 13 | Area of garden woodland consisting of mixed conifers and hardwoods with some coppicing and planted undergrowth. | Adjoining the southern boundary of Hoads Wood from Birchen Wood on the west and Battle Road on the east, and being of 15.0 acres or thereabouts in extent as delineated in red on the plan attached hereto. |
| 3 W | Woodland of mixed hardwoods with mixed coppice undergrowth. | Comprising the whole of Four Acre Wood being 4.5 acres or thereabouts in extent as delineated in green on the plan attached hereto. |
| 4 | Informal planting of mixed conifers and hardwoods. | The garden precincts of High Beech comprising O.S. enclosure No.144a and part of O.S. enclosure No.143 being a total area of 6.5 acres or thereabouts as delineated in purple on the plan attached hereto. |
| 5 2 | Three clumps of mixed conifers and hardwoods. | Situated in two fields on the south west of Four Acre Wood, and O.S. enclosures Nos.144 and 144a, as delineated in blue on the plan attached hereto. |
| 6 11 12 | Line of Scot's Pines | Adjacent to the north east side of the kitchen garden adjoining High Beech Farm and comprising part of O.S. enclosure No.137, as delineated in blue on the plan attached hereto. |
| 7 14 | Clump of Scot's Pines | On the reservoir adjoining the south east side of the kitchen garden of High Beech Farm, as delineated in brown on the plan attached hereto. |
| 8 10 9 | Area of mixed hardwoods | Fronting the eastern boundary of O.S. enclosure No.138 as delineated in green on the plan attached hereto. |
| 9 6 7 8 | Belt, 30 ft. wide or thereabouts, of mixed hardwoods. | Fronting part of the eastern and southern boundaries of O.S. enclosure No.137 and comprising the whole of O.S. enclosure No. 135 and part of O.S. enclosure No.134, as delineated in purple on the plan attached hereto. |

COUNTY BOROUGH OF HASTINGS

Tree Preservation Order No. 4

| Ref. No. | Owner and/or Occupier | Ref.No. | Owner and/or Occupier |
|----------|--|---------|---|
| A.1. | <u>Owner:</u> Mr. J. Beeney, Starrs Green Farm, Battle. | G.5. | Mrs. L.M. Harris, High Beech Farm, Battle Road, St. Leonards. |
| | <u>Occupier:</u> Mr. E.T. Smith, Castleham Farm, Old Church Road, St. Leonards-on-Sea. | G.6. | Mr. G.F.J. Wadman, High Beech Close, Battle Road, St. Leonards-on-Sea. |
| A.2 | Mrs. L. Sneade, Eastgate Grange Ltd., Eastgate Street, Bury St. Edmunds, Suffolk. | W.1. | Mrs. L.M. Harris, High Beech Farm, Battle Road, St. Leonards-on-Sea. |
| A.3. | Mrs. L.M. Harris, High Beech Farm, Battle Road, St. Leonards-on-Sea. | W.2. | Mrs. L.M. Harris, High Beech Farm, Battle Road, St. Leonards-on-Sea. |
| A.4. | Mrs. B. Naylor, High Beech Bungalow, Battle Road, St. Leonards. | W.3. | <u>Owner:</u> Mr. J. Beeney, Starrs Green Farm, Battle. |
| A.5. | Mr. G.F.J. Wadman, High Beech Close, Battle Road, St. Leonards. | | <u>Occupier:</u> Mr. E.T. Smith Castleham Farm, Old Church Road, St. Leonards-on-Sea. |
| A.6 | Mr. G.C. Satchler, The High Beech Country Club, Battle Road, St. Leonards-on-Sea. | W.4 | Mrs. L.M. Harris, High Beech Farm, Battle Road, St. Leonards-on-Sea. |
| A.7. | Mr. F.A. Brown, "Hoads Wood", Battle Road, St. Leonards-on-Sea. | W.5 | Mr. C.J. Savage, Four Winds, Amherst Gardens, Hastings. |
| G.1. | Mrs. L.M. Harris, High Beech Farm, Battle Road, St. Leonards-on-Sea. | W.6. | Mr. J.E. Major, 2, Waldegrave Street, HASTINGS. |
| G.2. | <u>Owner:</u> Mr. J. Beeney, Starrs Green Farm, Battle. | W.7. | Mr. F.G. Griffin, 'Venmore', Battle Road, St. Leonards-on-Sea. |
| | <u>Occupier:</u> Mr. E.T. Smith, Castleham Farm, Old Church Road, St. Leonards-on-Sea. | W.8. | Mr. L. Curtis, 150 Old Church Road, St. Leonards-on-Sea. |
| G.3. | Mrs. L.M. Harris, High Beech Farm, Battle Road, St. Leonards. | | |
| G.4 | Mr. G.F.J. Wadman, High Beech Close, Battle Road, St. Leonards-on-Sea. | | |