

DATED 25 March 2015

Wirral Borough Council

Tree Preservation Order

No. 359

TOWN AND COUNTRY PLANNING ACT 1990

TREE PRESERVATION ORDER

relating to

Orovaes, 135 Caldý Road, Caldý, Wirral

TOWN AND COUNTRY PLANNING ACT 1990

WIRRAL BOROUGH COUNCIL

TREE PRESERVATION ORDER NO. 359

SITE: OROVALES, 135 CALDY ROAD, CALDY, WIRRAL 2015

The Wirral Borough Council in exercise of the powers conferred on them by Sections 198 of the Town and Country Planning Act 1990 hereby make the following Order:

Citation

1. This Order may be cited as Tree Preservation Order No. 359 Site: Orovalles, 135 Caldys Road, Caldys, Wirral 2015

Interpretation

2. (1) In this Order "the Authority" means the Wirral Borough Council.
(2) In this Order any reference to a number 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 25th day of March 2015

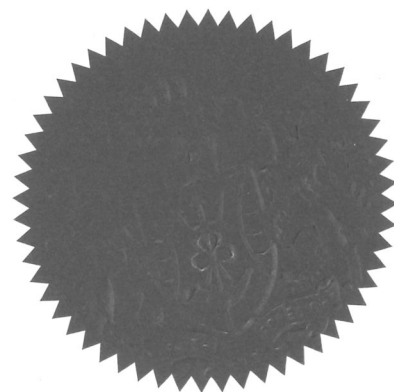
THE COMMON SEAL of

WIRRAL BOROUGH COUNCIL

was hereunto affixed

in the presence of:-

CSB Hyles
Authorised Officer



NUMBER IN SEAL BOOK: 435634

[CONFIRMATION OF ORDER

[This Order was confirmed by the Wirral Borough Council without modification
on the 20th day of August 2015

OR

~~[This Order was confirmed by the Wirral Borough Council, subject to modifications indicated
by
on the _____ day of _____~~

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

~~[DECISION NOT TO CONFIRM ORDER~~

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

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

[VARIATION OF ORDER

[This Order was varied by the Wirral Borough Council
on the _____ day of _____
under the reference number _____

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

[REVOCATION OF ORDER

This Order was revoked by the Wirral Borough Council
on the _____ day of _____
under the reference number _____

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

SCHEDULE

SPECIFICATION OF TREES

Trees Specified Individually (encircled in black on the map)

Reference on map	Description	Situation
T1	Beech <i>Fagus sylvatica</i>	Situated 10 metres north of the front boundary and approximately 12 metres west of the driveway.
T2	Deodar Cedar <i>Cedrus Deodara</i>	Standing 21 metres north west of T1
T3	Beech <i>Fagus sylvatica</i>	Standing approximately 45 metres north west of T1
T4	Lawson Cypress <i>Chamaecyparis lawsoniana</i>	Standing 13 metres north north east of T3.
T5	Beech <i>Fagus sylvatica</i>	Standing 11 metres north east of T4
T6	Atlas Cedar <i>Cedrus atlantica</i>	Standing 11 metres to the north of T5
T7	Silver Birch <i>Betulus pendula</i>	Standing 23 Metres to the south east of T6, and 30 metres north of the front boundary.

Trees specified by reference to an area (within a dotted black line on the map)

Reference on map	Description	Situation
None		

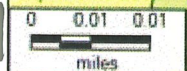
Groups of trees (within a broken line on the map)

Reference on map	Description (including number of trees in the group)	Situation
G1	Group of trees consisting of 5 Monterrey Cypress and 2 beech	Trees standing to either side of the existing front driveway onto Caldý Road, at the boundary with Caldý Road.

Woodlands (within a continuous black line on the map)

Reference on map	Description	Situation
None		

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Map as annexed to the first schedule of

The Wirral Borough Council

Tree Preservation Order No. 0359

Date: 24 March 2015

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