

**TOWN AND COUNTRY PLANNING ACT 1990**  
**THE LAKE DISTRICT NATIONAL PARK AUTHORITY (LINTHWAITE HOUSE, CROOK ROAD, WINDERMERE) TREE PRESERVATION (NO. 398) ORDER 2018**

THE LAKE DISTRICT NATIONAL PARK AUTHORITY, in exercise of the powers conferred on them by sections 198 of the Town and Country Planning Act 1990 make the following Order:-

**Citation**

1 This Order may be cited as The Lake District National Park Authority (Linthwaite House, Crook Road, Windermere) Tree Preservation (No. 398) Order 2018

**Interpretation**

- 2(1) In this Order "the Authority" means the Lake District National Park Authority.
- 2(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.
- 3(2) Without prejudice to subsections (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 the 18<sup>th</sup> day of September 2018

Executed as a deed by affixing  
the Common Seal of  
LAKE DISTRICT NATIONAL PARK AUTHORITY  
in the presence of:

Authorised Signatory ..  .....



**SCHEDULE 1  
SPECIFICATION OF TREES**

**Trees specified individually  
(encircled in black on the map)**

Reference on Map	Description	Situation
T1	Ash	To the south-west of Pine Ridge, in open grassland
T2	Beech	To the south-west of Linthwaite House Hotel, adjacent to the boules area
T3	Western Red Cedar	To the east of Linthwaite House Hotel, adjacent to the drive to the hotel entrance
T4	Douglas Fir	To the south-east of Linthwaite House Hotel, adjacent to the access road to The Oaks and the rear of two buildings
T5	Oak	Field opposite Packway House on Crook Road, located at disused entrance at north-east corner of field
T6	Scots Pine	Field opposite Packway House on Crook Road, located near south-east corner of field

**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 black line on the map)**

Reference on Map	Description (including no of trees in the group)	Situation
G1	3 Ash, 3 Pine, 2 Horse Chestnut, 1 Larch, 3 Willow	To the north of Linthwaite House Hotel, parallel to the access road to the hotel and The Oaks

G2	2 Cypress, 6 Sycamore	To the north of Linthwaite House Hotel, parallel to the access road to the hotel and The Oaks
G3	9 Hawthorn, 7 Sycamore, 1 Holly, 1 Cherry	To the south-west of Pine Ridge, adjacent to Pine Ridge and the access road to the hotel and The Oaks
G4	3 Hawthorn	To the west of Linthwaite House Hotel, close to the boundary wall
G5	1 Sycamore, 54 Pine, 20 Larch	To the south-west of Linthwaite House Hotel, adjacent to the boundary wall and unmaintained internal stone wall
G6	1 Yew, 1 Ash	To the west of Linthwaite House Hotel, north-west of the boules area
G7	15 Beech, 2 Cypress, 1 Douglas Fir	To the south of Linthwaite House Hotel, adjacent to the woodland paths and croquet area
G8	1 Ash, 1 Spruce, 2 Birch, 2 Oak, 8 Beech	To the north of the hotel tarn, adjacent to the woodland paths
G9	1 Birch, 2 Cherry, 2 Cypress	To the north of the hotel tarn, adjacent to the tarn path
G10	2 Oak, 1 Beech, 1 Pine, 1 Hawthorn, 36 Birch	To the south-west of Linthwaite House Hotel, north-east of wooden accommodation buildings, and adjacent to paths
G11	2 Cypress, 2 Oak, 1 Ash	To the north of the tarn, located on the north-west corner of the tarn
G12	30 Spruce, 12 Birch, 12 Alder, 5 Sycamore, 1 Cypress, 1 Willow	To the south of the tarn, both sides of the path along the tarn path
G13	1 Horse Chestnut, 1 Willow	To the east of Linthwaite House Hotel, between the hotel parking and the access road to The Oaks
G14	9 Cypress, 2 Rowan, 6 Sycamore, 1 Birch, 1 Scots Pine	To the south-east of Linthwaite House Hotel, between the hotel parking and woodland path
G15	2 Spruce	To the south of Linthwaite House Hotel, between two woodland paths

G16	4 Ash, 6 Oak, 1 Norway Maple 13 Sycamore, 1 Yew, 4 Birch, 30 Pine, 26 Larch, 1 Oak, 9 Holly, 10 Spruce, 9 Rowan, 5 Beech	To the south of Linthwaite House Hotel, between a woodland path, tarn path, site boundary and parking area
G17	1 Oak, 5 Sycamore, 3 Pine, 1 Spruce	Field opposite Packway House on Crook Road, located parallel to the east boundary wall and disused track at north-east corner of field
G18	10 Spruce, 23 Pine, 23 Sycamore, 2 Cherry, 1 Elm, 5 Lime, 6 Ash, 1 Oak, 1 Beech	Field opposite Packway House on Crook Road, located adjacent to disused track and boundary wall along east edge of field
G19	8 Pine, 25 Spruce, 1 Hawthorn, 1 Ash	Field opposite Packway House on Crook Road, located adjacent to boundary along south edge of field
G20	6 Cherry, 5 Rowan, 7 Ash, 2 Willow, 1 Sycamore, 5 Norway Maple, 2 Pine, 1 Hawthorn, 1 Holly	Field opposite Packway House on Crook Road, located adjacent to boundary along west edge of field
G21	2 Norway Maple, 1 Birch	Field opposite Packway House on Crook Road, located opposite to The Whins near the north-west corner of field

**Woodlands**  
(within a continuous black line on the map)

Reference on Map	Description	Situation
	NONE	



This Order was confirmed by the Lake District National Park Authority without modification on the 25<sup>th</sup> day of October 2018

Signed on behalf of the Lake District National Park Authority

A solid black rectangular box used to redact the signature of the authorized signatory.

Authorised Signatory

**DATED: 18 September 2018**

**LAKE DISTRICT NATIONAL PARK  
AUTHORITY**

**TOWN AND COUNTRY PLANNING ACT 1990**

**THE LAKE DISTRICT NATIONAL PARK  
AUTHORITY (LINTHWAITE HOUSE, CROOK  
ROAD, WINDERMERE) TREE  
PRESERVATION (NO. 398) ORDER 2018**

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