

TOWN AND COUNTRY PLANNING ACT 1990
THE LAKE DISTRICT NATIONAL PARK AUTHORITY (LAND AT TOLVERNE, ROGER
GROUND, AMBLESIDE) TREE PRESERVATION (NO. 413) ORDER 2020

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 (Land at Tolverne, Roger Ground, Ambleside) Tree Preservation (No. 413) Order 2020.

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 3rd day of July 2020

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
	N/A	

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

Reference on Map	Description	Situation
A1	All trees of whatsoever species	Located within the curtilage of Tolverne

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

Reference on Map	Description (including no of trees in the group)	Situation
	N/A	

Woodlands
(within a continuous black line on the map)

Reference on Map	Description	Situation
	N/A	

**The Lake District National Park Authority
 (Land at Tolverne, Roger Ground.)
 Tree Preservation (No.413) Order, 2020**



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0 20 40 m



Scale at A4: 1:1000



**Given under the Common seal of the
 Lake District National Park Authority**

This 3rd day of July

Two thousand and twenty

.....


Authorised Signatory



This Order was confirmed as an opposed order by the Lake District National Park Authority, subject to the modifications indicated below, on the 4th day of December 2020.

Signed on behalf of the Lake District National Park Authority

A large black rectangular redaction box covers the signature. To the right of the box, there are six dots indicating the continuation of the signature line.

Authorised Signatory

The modifications are:

Schedule 1:

Exclude A1

Include T1, T2, T3, T4, T5 and T6

Include G1, G2, G3, G4, G5, G6 and G7

As shown on the attached amended map

SCHEDULE 1
SPECIFICATION OF TREES

Trees specified individually
(encircled in black on the map)

<u>Reference on Map</u>	<u>Description</u>	<u>Situation</u>
T1	Holly tree	Situated south of the dwelling at Tolverne
T2	Birch tree	Situated on the south-western boundary
T3	Oak tree	Situated on the south-eastern boundary
T4	Oak tree	Situated on the south-eastern boundary
T5	Sycamore tree	Situated near to the south-eastern boundary
T6	Pine tree	Situated on the corner of the north-eastern and south-eastern boundaries

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

<u>Reference on Map</u>	<u>Description</u>	<u>Situation</u>
	N/A	

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

<u>Reference on Map</u>	<u>Description (including no of trees in the group)</u>	<u>Situation</u>
G1	1 x Copper Beech tree 1 x Beech tree	Situated on corner of the north-western and south-western boundaries
G2	4 x Beech trees 1 x Cherry tree	Situated on the south-western boundary
G3	8 x Hornbeam trees 1 x Cherry tree	Situated on the south-western boundary

G4	1 x Spruce tree 1 x Beech tree 1 x Oak tree	Situated on the south-western boundary
G5	4 x Larch trees	Situated at the southern corner of the south-western boundary
G6	1 x Willow tree 1 x Hawthorn	Situated near to the south-eastern boundary
G7	1 x Oak tree 1 x Hornbeam tree 3 x Birch trees 1 x Maple tree 5 x Willow trees	Situated to the south-east of the dwelling known as Tolverne, within the garden

Woodlands

(within a continuous black line on the map)

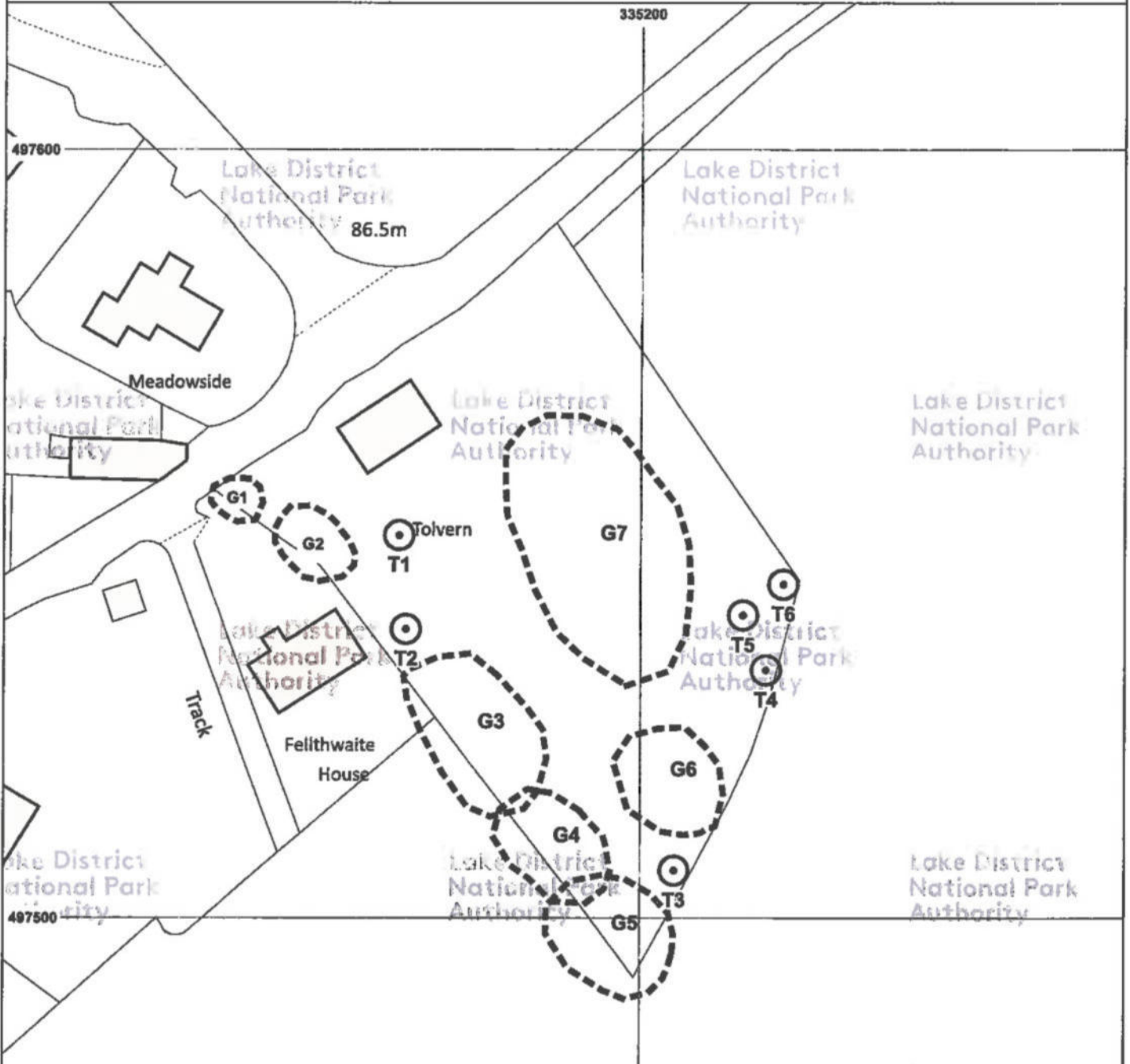
Reference on Map

Description

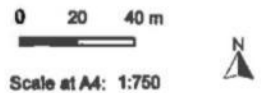
Situation

N/A

**The Lake District National Park Authority
 (Land at Tolverne, Roger Ground, Modification.)
 Tree Preservation (No.413) Order, 2020**



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Given under the Common seal of the
 Lake District National Park Authority

This 4th day of December

Two thousand and twenty



... Authorised Signatory



DATED: 3 July 2020

**LAKE DISTRICT NATIONAL PARK
AUTHORITY**

TOWN AND COUNTRY PLANNING ACT 1990

**THE LAKE DISTRICT NATIONAL PARK
AUTHORITY (LAND AT TOLVERNE, ROGER
GROUND, AMBLESIDE) TREE
PRESERVATION (NO. 413) ORDER 2020**

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