

TOWN AND COUNTRY PLANNING ACT 1990
STAFFORDSHIRE MOORLANDS DISTRICT COUNCIL
TREE PRESERVATION ORDER NO. SM.329 (2023)
New House, Foxt Road, Foxt

The Staffordshire Moorlands District 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

1. This Order may be cited as Tree Preservation Order No. SM.329 (2023) New House, Foxt Road, Foxt

Interpretation

2.— (1) In this Order “the authority” means the Staffordshire Moorlands District 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

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.

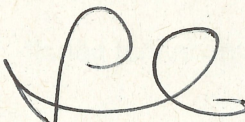
Application to trees to be planted pursuant to a condition

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 **6th** day of **September 2023**

The Common Seal of Staffordshire Moorlands District Council

was affixed to this Order in the presence of—



Executive Director and Monitoring Officer



CONFIRMATION OF ORDER

~~This Order was confirmed by the Staffordshire Moorlands District Council without modification on the _____ day of _____~~

OR

This Order was confirmed by the Staffordshire Moorlands District Council, subject to the modifications indicated by *the attached amended TPO Plan and Schedule* on the *1st* day of *March 2024*

Signed on behalf of the Staffordshire Moorlands District Council



Authorised by the Council to sign in that behalf

DECISION NOT TO CONFIRM ORDER

A decision not to confirm this Order was taken by the Staffordshire Moorlands District Council on the _____ day of _____

Signed on behalf of the Staffordshire Moorlands District Council

.....

Authorised by the Council to sign in that behalf

VARIATION OF ORDER

This Order was varied by the Staffordshire Moorlands District Council on the _____ day of _____ by a variation order under reference number _____ [a copy of which is attached]

Signed on behalf of the Staffordshire Moorlands District Council

.....

Authorised by the Council to sign in that behalf

REVOCATION OF ORDER

This Order was revoked by the Staffordshire Moorlands District Council on the _____ day of _____

Signed on behalf of the Staffordshire Moorlands District Council

.....

Authorised by the Council to sign in that behalf



SCHEDULE

Specification of trees

Trees specified individually

(encircled in black on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	Large mature Oak	Within and approximately 1m from the northern boundary of the garden to New House, and approximately 6m from the north-east corner of the garden to New House

Trees specified by reference to an area

(within a dotted black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
A1	The various trees of whatever age, size and species situated within the extent of A1 as marked on the map	Along the boundary between the field immediately to the east of New House and the field immediately to the north of New House

Groups of trees

(within a broken black line on the map)

<i>Reference on map</i>	<i>Description (including number of trees of each species in the group)</i>	<i>Situation</i>
None	None	None

Woodlands

(within a continuous black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
None	None	None

**AMENDED SCHEDULE IN ACCORDANCE WITH THE DECISION OF
THE COUNCIL TO CONFIRM THIS TPO WITH MODIFICATION TO
REPLACE THE PREVIOUS AREA "A1" WITH GROUP "G1"**

Specification of trees

Trees specified individually

(encircled in black on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	Large mature Oak	Within and approximately 1m from the northern boundary of the garden to New House, and approximately 6m from the north-east corner of the garden to New House

Trees specified by reference to an area

(within a dotted black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
None	None	None

Groups of trees

(within a broken black line on the map)

<i>Reference on map</i>	<i>Description (including number of trees of each species in the group)</i>	<i>Situation</i>
G1	Group of 4 Ash, 1 Birch, 1 Goat Willow, 1 Holly, 1 Horse Chestnut, 9 Oak and 4 Sycamore – all with stem diameter greater than 150mm at 1.5m above ground level at date of confirmation	Along the boundary between the field immediately to the east of New House and the field immediately to the north of New House

Woodlands

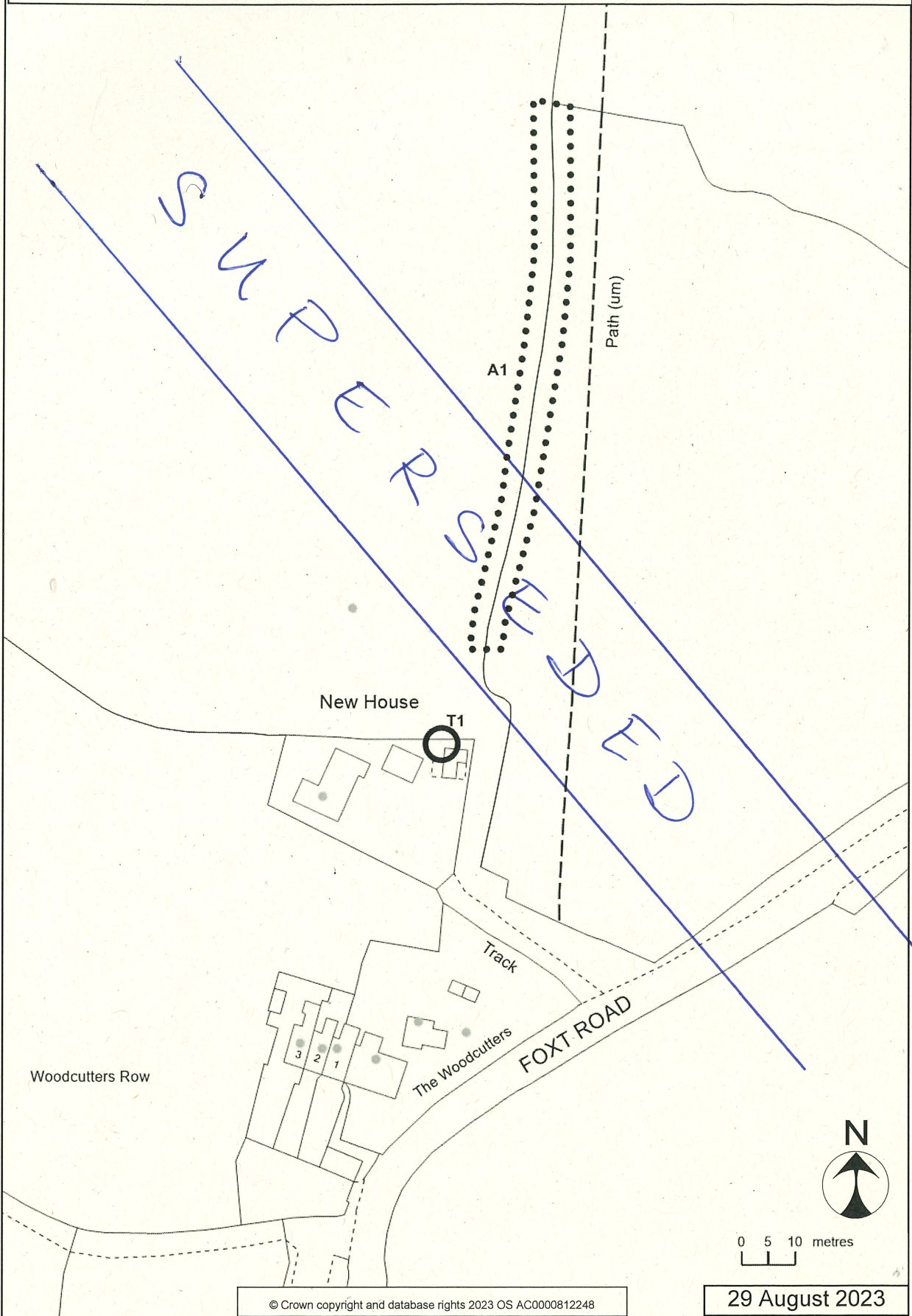
(within a continuous black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
None	None	None

Staffordshire Moorlands District Council
Location Plan for Tree Preservation Order No. SM.329 (2023)



Staffordshire Moorlands District Council
Tree Preservation Order No. SM.329 (2023) New House, Foxt Road, Foxt



**AMENDED TPO PLAN
IN ACCORDANCE WITH
THE DECISION OF THE
COUNCIL TO CONFIRM
THIS TPO WITH
MODIFICATION TO
REPLACE THE
PREVIOUS AREA "A1"
WITH GROUP "G1"**

