

Dated 9 February 2023

Town and Country Planning Act 1990

The Maidstone Borough Council

TREE PRESERVATION ORDER No. 5004/2023/TPO

**71 Church Street, Boughton Monchelsea,
Maidstone, Kent ME17 4HN**

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71 Church Street, Boughton Monchelsea, Maidstone, Kent, ME17 4HN

The Maidstone Borough 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 The Maidstone Borough Council Tree Preservation Order No. 5004/2023/TPO 71 Church Street, Boughton Monchelsea, Maidstone, Kent, ME17 4HN

Interpretation

2. (1) In this Order “the authority” means The Maidstone Borough 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, 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 9th day of February 2023

Signed on behalf of, The Maidstone Borough Council

R. L. Jarman

Rob Jarman
Head of Development Management
Maidstone Borough Council

Authorised by the Council to sign in that behalf

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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	Oak	Located in the rear garden of 71 Church Street, in the Southeast corner. (///W3W: spice.token.youth)

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		

Groups of trees

(within a broken black line on the map)

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

Woodlands

(within a continuous black line on the map)

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



THE MAIDSTONE BOROUGH COUNCIL

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