

Town and Country Planning Act 1990
The Council of the Borough of North Tyneside (5 Bygate, Whitley Bay) Tree
Preservation Order 2018

The Council of the Borough of North Tyneside 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 the (5 Bygate, Whitley Bay) Tree Preservation Order 2018.

Interpretation

2. (1) In this Order “the authority” means the Council of the Borough of North Tyneside

(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 4th day of October 2018

The Common Seal of the
Council of the Borough of North Tyneside
was affixed to this order in the presence of:


Chair of the Council


Authorised Signatory



TREE PRESERVATION ORDER 2018

5, BYGATE ROAD, WHITLEY BAY, TYNE AND WEAR

SCHEDULE

The map referred to is at a scale of 1:500 and is based on an enlargement of the O.S. edition of sheet numbered NZ 3471. The area covered by the Order is on land at 5 Bygate Road, Whitley Bay NE25 8BN.

The area is wholly within the Metropolitan Borough of North Tyneside in the County of Tyne and Wear.

SPECIFICATION OF TREES

TREES SPECIFIED INDIVIDUALLY (encircled in black on the map)		
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	1no. Beech (<i>Fagus</i> sp)	Located in the southern corner of the rear garden of 5 Bygate Road; approximately 4000mm in a south west direction from point *A at 4 St. Georges Crescent, Whitley Bay.

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		

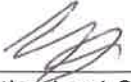
GROUPS OF TREES (within a broken black line on the map)		
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
None		

WOODLANDS (within a continuous black line on the map)		
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
None		

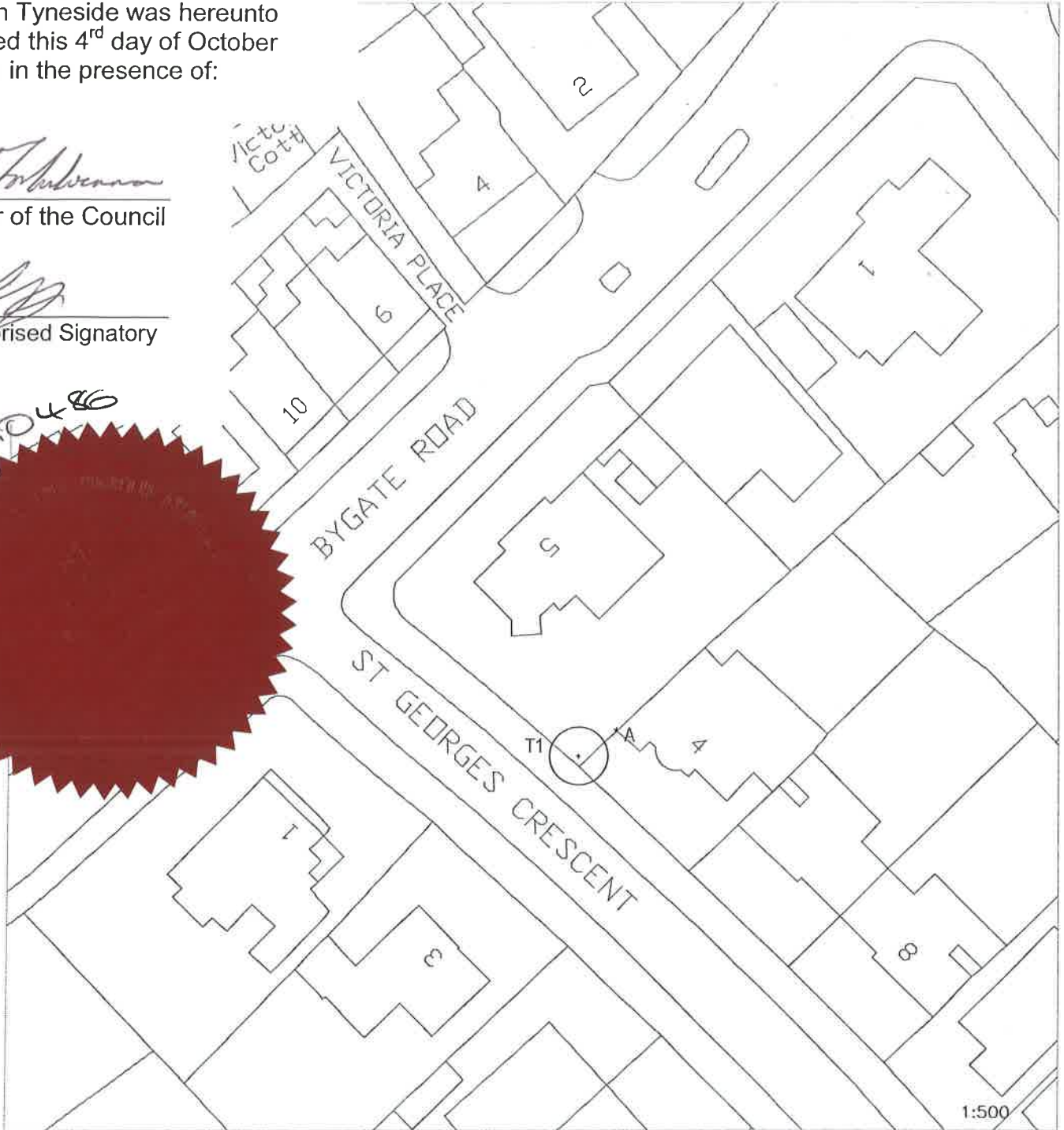
The common seal of the Council of
the Borough of
North Tyneside was hereunto
affixed this 4th day of October
2018 in the presence of:



Chair of the Council



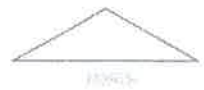
Authorised Signatory



NORTH TYNESIDE COUNCIL

5 BYGATE ROAD, WHITLEY BAY TREE PRESERVATION ORDER 2018

Phil Scott
Head of Environment, Housing and Leisure
Quadrant East
The Silverlink
Cobalt Business Park
North Tyneside
NE27 0BY



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Preservation Order 2018

CONFIRMATION OF ORDER

This Order was confirmed by the Council of the Borough of North Tyneside without modification on the 20th day of December 2018.

The Common Seal of the Council of the Borough of North Tyneside was affixed to this order in the presence of:



Chair of the Council



Authorised Signatory



