

COUNTY OF NORTHUMBERLAND
TOWN AND COUNTRY PLANNING ACTS, 1962 AND 1968

A597 (2)

THE COUNTY OF NORTHUMBERLAND
(LONGBENTON NO.1)
TREE PRESERVATION ORDER, 1971

The County Council of the Administrative County of Northumberland (in this Order called "the authority") in pursuance of the powers conferred in that behalf by Section 29 of the Town and Country Planning Act, 1962, and subject to the provisions of the Forestry Act, 1967, hereby make the following order :-

1. In this Order -

"the Act" means the Town and Country Planning Act, 1962;

"owner" means the owner in fee simple, either in possession or who has granted a lease or tenancy of which the unexpired portion is less than three years; a lessee (including a sub-lessee) or tenant in possession, the unexpired portion of whose lease or tenancy is three years or more; and a mortgagee in possession; and

"the Minister" means the Secretary of State for the Environment.

2. Subject to the provisions of this Order and to the exemptions specified in the Second Schedule hereto, no person shall, except with the consent of the authority and in accordance with the conditions, if any, imposed on such consent, cut down, top, lop, or wilfully destroy or cause or permit the cutting down, topping, lopping or wilful destruction of any tree specified in the First Schedule hereto or comprised in a group of trees or in a woodland therein specified in the manner which trees, groups of trees and woodlands is defined in the map annexed in the said First Schedule on the map annexed hereto, which map shall for the purpose of such definition as aforesaid, prevail where any ambiguity arises between it and the specification in the said First Schedule.

An application for consent made to the authority under Article 2 of this Order shall be in writing stating the reasons for making the application, and shall by reference if necessary to a plan specify the trees which the application relates, and the operations for the carrying out of which consent is required.

(1) Where an application for consent is made to the authority under this Order, the authority may grant such consent either unconditionally, subject to such conditions (including conditions requiring the placement of any tree by one or more trees on the site, or in the immediate vicinity thereof), as the authority may think fit, or may refuse consent.

Provided that where the application relates to any woodland specified in the First Schedule to this Order the authority shall grant consent so far as accords with the principles of good forestry

FIRST SCHEDULE

The map referred to is at a scale of 1:1250 and is based on the 1:1250 O.S. Northumberland Editions of 1958 and 1967 sheets no. NZ 2768 NE and NZ 2769 SE, and NZ 2869 NW respectively and the area covered by the Order is situated on either side of Station Road at Longbenton in the Urban District of Longbenton in the County of Northumberland.

TREES SPECIFIED INDIVIDUALLY

(Encircled in black on the map)

No. on the map	Description	Situation
T.27	Weeping Ash	<p>On the east side of Station Road and approximately 167 ft. in a northerly direction from the mid point of the junction of Station Road with Clifton Terrace.</p> <p>The following trees are situated in the grounds of no.29 Station Road and are measured in a westerly direction from the mid point of the junction of Station Road with Victoria Avenue.</p>
T.28	Elm	Approximately 118 feet in a westerly direction.
T.29	Sycamore	Approximately 90 feet in a westerly direction.
T.30	Sycamore	Approximately 70 feet in a westerly direction.
T.31	Sycamore	On the west side of Station Road and approximately 55 feet in a south-easterly direction from the north-east corner of the Percy Hedley Centre Building on the west side of Station Road.
.32	Beech	In the grounds of no.25 Lyndhurst Road and approximately 17 feet in a westerly direction from the south-west corner of the said property.
T.33	Birch	In the grounds of no.21 Lyndhurst Road and approximately 26 feet in a southerly direction from the south-east corner of the said property.
		The following two trees are situated in the grounds of no.19 Lyndhurst Road.
T.34	Beech	Approximately 75 feet in a south-westerly direction from the south-west corner of the said property.
T.35	Beech	Approximately 122 feet in a southerly direction from the south-west corner of the said property.

No. on the Map	Description	Situation
T.36	Birch	<p>In the grounds of no.3 Lyndhurst Road and approximately 55 feet in a south-easterly direction from the south-west corner of the said property.</p>
		<p>The following two trees are situated in the grounds of no.1 Lyndhurst Road and are measured in a southerly direction from the south-east corner of the said property.</p>
T.37	Ash	Approximately 50 feet.
T.38	Ash	Approximately 60 feet.
		<p>The following two trees are situated to the west of Station Road and the north of Ashleigh Grove and are measured in a westerly direction from the mid point of the junction of those streets.</p>
T.39	Sycamore	Approximately 35 feet.
T.40	Lime	Approximately 47 feet.
T.41	Elm	<p>Approximately 66 feet in an easterly direction from the north-east corner of Cemetery House on the north side of Ashleigh Grove.</p>
T.42	Cherry	<p>Situated in Linden Terrace which fronts on to the west side of Station Road and approximately 24 feet in an easterly direction from the north-east corner of the Methodist Church.</p>
		<p>The following two trees are situated in the grounds of no.1 Oakhurst Terrace which fronts on to the east side of Station Road and are measured from the south-west corner of the said property.</p>
T.43	Elm	Approximately 48 feet in a north-easterly direction.
T.44	Elm	Approximately 25 feet in a westerly direction.
T.45	Elm	<p>Situated in the grounds of no.2 Oakhurst Terrace and approximately 24 feet in a westerly direction from the north-west corner of the said property.</p>
T.46	Beech	<p>Situated in the grounds of no.7 The Grove and approximately 20 feet in an easterly direction from the south-east corner of the said property.</p>

No. on the Map	Description	Situation
		<p>The following two trees are situated in the grounds of no. 3 The Grove and are measured from the north-east corner of the said property.</p>
T.47	Sycamore	Approximately 15 feet in a north-westerly direction.
T.48	Ash	Approximately 17 feet in a north-easterly direction.
		<p>The following trees are situated in the grounds of The Gables off Thornhill Road and are measured from the north-east corner of the said property.</p>
T.49	Beech	Approximately 32 feet in a northerly direction.
T.50	Beech	Approximately 27 feet in a north-easterly direction.
T.51	Beech	Approximately 53 feet in a north-westerly direction.
		<p>The following two trees are situated in the grounds of Grove Cottage off Thornhill Road and are measured from the north-west corner of the said property.</p>
T.52	Beech	Approximately 25 feet in a north-easterly direction.
T.53	Beech	Approximately 15 feet in a northerly direction.
T.54	Elm	Situated in the grounds of "Worwood" off Thornhill Road and approximately 116 feet in an easterly direction from the north-east corner of the said property.
		<p>The following trees are situated in the grounds of "Woodlands" on the east side of Station Road and are measured in a westerly direction from the north-west corner of the said property.</p>
T.55	Beech	Approximately 14 feet.
T.56	Beech	Approximately 41 feet.
T.57	Beech	Approximately 65 feet.
		<p>The following trees are situated in the grounds of Eastfield Lodge off Eastfield Road and are measured from the south-west corner of the said property.</p>
T.58	Lime	Approximately 42 feet in a south-easterly direction.

No. on the Map	Description	Situation
T.59	Lime	Approximately 36 feet in a south-easterly direction.
T.60	Poplar	Approximately 37 feet in a southerly direction.
T.61	Poplar	Approximately 43 feet in south-westerly direction.
T.62	Sycamore	Approximately 74 feet in a south-westerly direction.
T.63	Mountain Ash	Approximately 72 feet in a north-easterly direction from the north-east corner of Cemetery House on the north side of Ashleigh Grove.

TREES SPECIFIED BY REFERENCE TO AN AREA
(Within a dotted black line on the map)

No. on the Map	Description	Situation
A.2	The several Lime, Poplar, Sycamore, Beech and Elm trees standing in the area numbered A.2 on the map.	Situated to the east of the Springfield Institute, north-east of the main North-Eastern Railway Line and to the north-west of the property known as "The Croft". [This area is a continuation of the area of trees numbered A.1 on the map attached to and described in the First Schedule to The County of Northumberland (Longbenton No.2) Tree Preservation Order, 1971.]
A.3	The several Lime, Poplar, Sycamore, Beech and Elm trees standing in the area of trees numbered A.3 on the map.	Situated in the north part of the grounds of the Percy Hedley Centre building on the east of Station Road and extending westwards from a point immediately north of the north west corner of the said building for a distance of 190 feet.
A.4	The several Elm, Sycamore, Birch, Ash and Western Cedar trees standing in the area of trees numbered A.4 on the map.	Situated in the grounds of the Percy Hedley Centre building on the east side of Station Road and extending along the whole length of the east, south and west boundaries of the site.

No on the Map	Description	Situation
A. 5	The several Ash, Beech, Lime, Elm and Sycamore trees standing in the area of trees numbered A.5 on the map.	Situated on the north and east side of Lyndhurst Road at its eastern end, extending along the southern boundary of no.23 Lyndhurst Road, the southern and western boundaries of no.25 Lyndhurst Road and extending into the southern parts of the grounds of nos. 27, 29 and 31 Lyndhurst Road.
A.6	The several Ash, Elm, Sycamore, Poplar, Willow, Horse Chestnut, Cypress and Yew trees standing in the area of trees numbered A.6 on the map.	Situated in the grounds of St. Bartholomew's Church on the west side of Station Road.
A.7	The several Hawthorn and Sycamore trees standing in the area of trees numbered A.7 on the map.	Situated on the west side of Station Road and lying between Linden Terrace and Station Road.
A.8	The several Hawthorn trees standing in the area of trees numbered A.8 on the map.	Situated on the east side of Station Road and lying between Oakhurst Terrace and Station Road.
A.9	The several Ash and Hawthorn trees standing in the area of trees numbered A.9 on the map.	Situated on the west side of Station Road and lying between the approach to Benton Station and Station Road.
A.10	The several Beech, Poplar, Horse Chestnut and Hawthorn trees standing in the area of trees numbered A.10 on the map.	Situated on the east side of Station Road, lying between West Avenue and Station Road and extending eastwards along North Avenue to its junction with The Grove and between the properties "Craigmont" and no.4 West Avenue to their eastern boundaries.

No. on the Map	Description	Situation
A.11	The several Elm, Sycamore, Beech, Birch, Ash and Lime trees standing in the area of trees numbered A.11 on the map.	Situated to the east of Station Road and north of Whitley Road and extending along the western boundary and the southern boundary of the grounds of the National Coal Board Headquarters building as far as the western side of the vehicular access from Whitley Road to the said building.
A.12	The several Elm, Sycamore, Beech, Birch, Ash and Lime trees standing in the area of trees numbered A.12 on the map.	Extending northwards along the eastern boundary of the National Coal Board Headquarters building from Whitley Road to a point immediately east of the south eastern corner of the said building.

GROUPS OF TREES

(Within a broken black line on the map)

No. on the Map	Description	Situation
G.16	Group consisting of 5 Sycamore, 1 Elm and 1 White-beam trees.	Situated on the east side of Station Road and extending eastwards from immediately north of the boundary of the properties 52/54 Station Road for a distance of approximately 100 feet.
G.17	Group consisting of 1 Mountain Ash, 1 Beech and 1 Lime trees.	Situated on the east side of Station Road and in the western part of the grounds of the property no.28 Station Road, and extending for a distance of approximately 65 feet along the western boundary of the said property.
G.18	Group consisting of 2 Birch trees.	Situated immediately to the south of the western corner of the Percy Hedley Centre building on the east side of Station Road.

No. on the Map	Description	Situation
G.19	Group consisting of 4 Ash trees.	Situated in the northern part of the grounds of the property no.8 Lyndhurst Road and extending for a distance of 55 feet along the northern boundary of the said grounds.
G.20	Group consisting of 5 Sycamore and 2 Horse Chestnut trees.	Situated in the north part of the grounds of "Eastfield Lodge" on the west side of Station Road and extending along the full length of the northern boundary of the said property
G.21	Group consisting of 14 Beech and 1 Oak trees.	Situated in the northern part of the grounds of "The Rookery" and extending southwards from its northern boundary with Thornhill Road for a distance of approximately 205 feet.
G.22	Group consisting of 6 Sycamore, 1 Elm and 1 Beech trees.	Situated on the east side of Station Road in the western part of the grounds of Ennismore Lodge and extending along the western boundary of the said property.
G.23	Group consisting of 2 Sycamore and 1 Cherry trees.	Situated on the west side of Station Road and in the eastern part of the grounds of no.3 Station Road, extending approximately 75 feet southwards along the eastern boundary of the said property from its north eastern corner.
G.24	Group consisting of 5 Sycamore, 2 Elm, 1 Poplar and 1 Cherry trees.	Situated to the north of Whitley Road and the east of Station Road and in the grounds of the property "Winston", extending from the south-east corner of the boundary of the said property along the south boundary and then along the west boundary for a distance of approximately 170 feet.

WOODLANDS

NONE

SECOND SCHEDULE

This Order shall not apply so as to require the consent of the authority to:-

- (1) the cutting down of any tree on land which is subject to a forestry dedication covenant where
 - (a) any positive covenants or the part of the owner of the land contained in the same deed as the forestry dedication covenant and at the time of the cutting down binding on the then owner of the land are fulfilled;
 - (b) the cutting down is in accordance with a plan of operations approved by the Forestry Commissioner under such deed;
- (2) the cutting down of any tree which is in accordance with a plan of operations approved by the Forestry Commission under the approved woodlands scheme,
- (3) the cutting down, topping or lopping of a tree exempted from the provisions of this Order by Section 29(7) of the Act namely a tree which is dying or dead or has become dangerous, or the cutting down, topping or lopping of which is in compliance with obligations imposed by or under an Act of Parliament or so far as may be necessary for the prevention or abatement of a nuisance,
- (4) the cutting down, topping or lopping of a tree
 - (a) in pursuance of the power conferred on the Post Office by virtue of Section 5 of the Telegraph (Construction) Act, 1903;
 - (b) by or at the request of -
 - (i) a statutory undertaker where the land on which the tree is situated is operational land as defined by the Act and either works on such land cannot otherwise be carried out or the cutting down, topping or lopping is for the purpose of securing safety in the operation of the undertaking;
 - (ii) an electricity board within the meaning of the Electricity Act, 1947 where such tree obstructs the construction by the Board of any main transmission line or other electric line within the meaning respectively of the Electricity (Supply) Act, 1919 and the Electric Lighting Act, 1919 or interferes or would interfere with the maintenance or working of any such line;

(iii) a river authority established under the Water Resources Act, 1963 or a drainage board constituted or treated as having been constituted under the Land Drainage Act, 1930 where the tree interferes or would interfere with the exercise of any of the functions of such river authority or drainage board in relation to the maintenance, improvement or construction of water courses or of drainage works; or

(iv) the Minister of Defence for the Royal Air Force, the Minister of Technology or the Board of Trade where in the opinion of such Minister or Board the tree obstructs the approach of aircraft to, or their departure from, any aerodrome or hinders the safe and efficient use of aviation or defence technical installations;

(c) where immediately required for the purpose of carrying out development authorized by a planning permission granted on an application made under Part III of the Act, or deemed to have been so granted for any of the purposes of that Part;

(d) which is a fruit tree cultivated for fruit production growing or standing on land comprised in an orchard or garden.

THIRD SCHEDULE

Provisions of the following parts of (a) Part III of the Town and Country Planning Act, 1962, and (b) Section 80 of the Town and Country Planning Act, 1962, as adapted and modified to apply to this Order.

(a) Part III of the Town and Country Planning Act, 1962

21. (1) Without prejudice to the following provisions as to the revocation or modification of consents, any consent under the Order, including any direction as to replanting given by the authority on the granting of such consent, shall (except insofar as the consent otherwise provides), ensure for the benefit of the land and of all persons for the time being interested therein.

22. (1) The Minister may give directions to the authority requiring applications for consent under the Order to be referred to him instead of being dealt with by the authority.

(2) A direction under this section may relate either to a particular application or to applications of a class specified in the direction.

(3) Any application in respect of which a direction under this section has effect shall be referred to the Minister accordingly.

(4) Where an application for consent under the Order is referred to the Minister under this section, the provisions of Articles 4 and 5 of the Order shall apply as they apply to an application which falls to be determined by the authority.

(5) Before determining an application referred to him under this section the Minister shall, if either the applicant or the authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by the Minister for the purpose.

(6) The decision of the Minister on any application referred to him under this section shall be final.

23. (1) Where an application is made to the authority for consent under the Order and that consent is refused by that authority or is granted by them subject to conditions, or where any certificate or direction is given by the authority, the applicant, if he is aggrieved by their decision on the application, or by any such certificate, or the person directed if he is aggrieved by the direction, may by notice under this section appeal to the Minister.

(2) A notice under this section shall be served in writing within twenty-eight days from the receipt of notification of the decision, certificate or direction, as the case may be, or such longer period as the Minister may allow.

(4) Where an appeal is brought under this section from a decision, certificate or direction of the authority, the Minister subject to the following provisions of this section, may allow or dismiss the appeal, or may reverse or vary any part of the decision of the authority, whether the appeal relates to that part thereof or not, or may cancel any certificate or cancel or vary any direction, and may deal with the application as if it had been made to him in the first instance.

(5) Before determining an appeal under this section the Minister shall, if either the appellant or the authority so desire, afford to each of them an opportunity of appearing before, and being heard by a person appointed by the Minister for the purpose.

(7) The decision of the Minister on any appeal under this section shall be final.

24. Where an application for consent under the Order is made to the authority, then unless within two months from the date of receipt of the application or within such extended period as may at any time be agreed upon in writing between the applicant and the authority, the authority either -

- (a) give notice to the applicant of their decision on the application; or

where, in the opinion of the authority, it is necessary in the interests of amenity to maintain the special character of the woodland or the woodland character of the area, and shall not impose conditions on such consent requiring replacement or replanting.

(2) The authority shall keep a register of all applications for consent under this Order containing information as to the nature of the application, the decision of the authority thereon, any compensation awarded in consequence of such decision and any directions as to replanting of woodlands; and every such register shall be available for inspection by the public at all reasonable hours.

5. Where the authority refuse consent under this Order or grant such consent subject to conditions they may when refusing or granting consent certify in respect of any trees for which they are so refusing or granting consent that they are satisfied:-

- (a) that the refusal or condition is in the interests of good forestry; or
- (b) in the case of trees other than trees comprised in woodlands, that the trees have an outstanding or special amenity value.

6. (1) Where consent is granted under this Order to fell any part of a woodland other than consent for silvicultural thinning then unless:-

- (a) such consent is granted for the purpose of enabling development to be carried out in accordance with a permission to develop land under Part III of the Act, or
- (b) the authority with the approval of the Minister dispense with replanting,

the authority shall give to the owner of the land on which that part of the woodland is situated a direction in writing specifying the manner in which and the time within which he shall replant such land and where such a direction is given and the part is felled the owner shall, subject to the provisions of this Order, replant the said land in accordance with the direction.

(2) Any direction given under paragraph (1) of this Article may include requirements as to:-

- (a) species
- (b) number of trees per acre;
- (c) the erection and maintenance of fencing necessary for protection of the replanting;
- (d) the preparation of ground, draining, removal of brushwood, lop, and top; and
- (e) protective measures against fire.

7. On imposing any condition requiring the replacement of any tree under Article 4 of the Order or on giving a direction under Article 6 of this Order with respect to the replanting of woodlands, the authority shall, if such condition or direction relates to land in respect of which byelaws made by a river authority or a drainage board restrict or

regulate the planting of trees, notify the applicant or the owner of the land, as the case may be, of the existence of such byelaws and that any such condition or direction has effect subject to the requirements of the river authority or drainage board under those byelaws and the condition or direction shall have effect accordingly.

8. The provisions set out in the Third Schedule to this Order being provisions of Part III of the Act and of section 80 of the Town and Country Planning Act, 1968, adapted and modified for the purposes of this Order, shall apply in relation thereto.

9. Subject to the provisions of this Order, any person who has suffered loss or damage in consequence of any refusal (including revocation or modification) of consent under this Order or of any grant of any such consent subject to conditions, shall, if he makes a claim on the authority within the time and in the manner prescribed by this Order, be entitled to recover from the authority compensation in respect of such loss or damage:

Provided that no compensation shall be payable in respect of loss or damage suffered by reason of such refusal or grant of consent in the case of any trees the subject of a certificate in accordance with Article 5 of this Order.

10. In assessing compensation payable under the last preceding Article account shall be taken of:

(a) any compensation or contribution which has been paid whether to the claimant or any other person, in respect of the same trees under the terms of this or any other Tree Preservation Order under Section 29 of the Act or under the terms of any Interim Preservation Order made under Section 3 of the Town and Country Planning (Interim Development) Act, 1943, or any compensation which has been paid or which could have been claimed under any provision relating to the preservation of trees or protection of woodlands contained in an operative scheme under the Town and Country Planning Act, 1932, and

(b) any injurious affection to any land of the owner which would result from the felling of the trees the subject of the claim.

11. (1) A claim for compensation under this Order shall be in writing and shall be made by serving it on the authority, such service to be effected by delivering the claim at the offices of the authority addressed to the Clerk thereof or by sending it by prepaid post so addressed.

(2) The time within which any such claim shall be made as aforesaid shall be a period of twelve months from the date of the decision of the authority, or of the Minister, as the case may be, or where an appeal has been made to the Minister against the decision of the authority, from the date of the decision of the Minister on the appeal.

12. Any question of disputed compensation shall be determined in accordance with the provisions of Section 123 of the Act.

13. Any person contravening the provisions of this Order is guilty of an offence under subsection (1) of Section 62 of the Act and liable on summary conviction to a fine not exceeding fifty pounds; and if in the case of a continuing offence the contravention is continued after

conviction he is guilty of a further offence thereunder and liable on summary conviction to an additional fine not exceeding forty shillings for every day on which the contravention is so continued. Under Sections 13, 14 and 15 of the Civic Amenities Act, 1967, if a tree is wilfully cut down or destroyed, or if topping or lopping is carried out in such a way as to be likely to destroy the tree the fine is £250 or twice the value of the tree, whichever is the greater. If a tree other than one which is part of a woodland is removed or destroyed in contravention of the Order it is the duty of the owner of the land, unless on his application the authority dispense with the requirement, to plant another tree of appropriate size and species, at the same place as soon as he reasonably can.

14. This Order may be cited as "The County of Northumberland (Longbenton No.1) Tree Preservation Order, 1971".

Given under the Common Seal of the County Council of the Administrative County of Northumberland this 21st day of April, 1971.

modifying any consent granted on an application made under a tree preservation order but have not submitted such Order to the Minister for confirmation by him and the owner and the occupier of the land and all persons who in the authority's opinion will be affected by such Order have notified the authority in writing that they do not object to such Order.

80. (2) The authority shall advertise the fact that such Order has been made and the advertisement shall specify (a) the period (not less than twenty-eight days from the date on which the advertisement first appears) within which persons affected by such Order may give notice to the Minister that they wish for an opportunity of appearing before, and being heard by, a person appointed by the Minister for the purpose and (b) the period (not less than fourteen days from the expiration of the period referred to in paragraph (a) above) at the expiration of which, if no such notice is given to the Minister such Order may take effect by virtue of this section and without being confirmed by the Minister.

80. (3) The authority shall also serve notices to the same effect on the persons mentioned in subsection (1) above.

80. (4) The authority shall send a copy of any advertisements published under subsection (2) above to the Minister, not more than three days after the publication.

80. (5) If within the period referred to in subsection (2) (a) above no person claiming to be affected by such Order has given notice to the Minister as aforesaid and the Minister has not directed that such Order be submitted to him for confirmation, such Order shall at the expiration of the period referred to in subsection (2)(b) of this section take effect by virtue of this section and without being confirmed by the Minister as required by section 27(2) of the Town and Country Planning Act 1962.

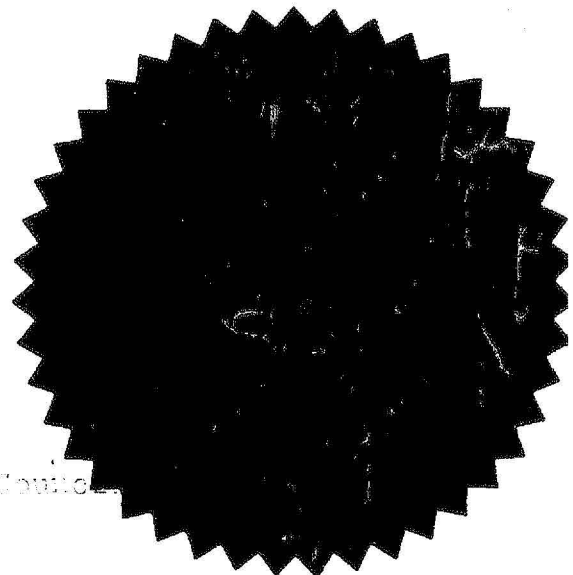
80. (6) This section does not apply to such Order revoking or modifying a consent granted or deemed to have been granted by the Minister under Part III or Part IV of the Town and Country Planning Act 1962 or under Part III or Part V of the Town and Country Planning Act 1968.

THE COMMON SEAL OF THE COUNTY)
COUNCIL OF THE ADMINISTRATIVE)
COUNTY OF NORTHUMBERLAND was)
hereunto affixed in the)
presence of :-)


nee - Chairman of the County Council

X

Clerk of the County Council



- (b) give notice to him that the application has been referred to the Minister in accordance with directions given under Section 22 above;

the provisions of the last preceding section shall apply in relation to the application as if the consent to which it relates had been refused by the authority, and as if notification of their decision had been received by the applicant at the end of the said period of two months, or at the end of the said extended period, as the case may be.

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27. (1) If it appears to the authority that it is expedient to revoke or modify any consent under the Order granted on an application made under Article 3 of the Order, the authority may by order revoke or modify the consent to such extent as they consider expedient.

(2) Subject to the provisions of Section 30 of the Town and Country Planning Act, 1968, an order under this section shall not take effect unless it is confirmed by the Minister; and the Minister may confirm any such order submitted to him either without modification or subject to such modifications as he considers expedient.

(3) Where an authority submit an order to the Minister for his confirmation under this section, the authority shall furnish the Minister with a statement of their reason for making the order and shall serve notice together with a copy of the aforesaid statement on the owner of the land affected, and on any other person who in their opinion will be affected by the order, and if within the period of twenty-eight days from the service thereof any person on whom the notice is served so requires the Minister, before confirming the order, shall afford to that person, and to the authority, an opportunity of appearing before, and being heard by, a person appointed by the Minister for the purpose.

(4) The power conferred by this section to revoke or modify a consent may be exercised at any time before the operations for which consent has been given have been completed.

Provided that the revocation or modification of consent shall not affect so much of those operations as had been previously carried out.

(5) Where a Notice has been served in accordance with the provisions of subsection (3) of this section, no operations or further operations as the case may be, in pursuance of the consent granted, shall be carried out pending the decision of the Minister under subsection (2) of this section.

(b) Town and Country Planning Act 1968


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30. (1) The following provisions shall have effect where the local planning authority have made an order (hereinafter called "such Order") under Section 27 above revoking or

THE COUNTY COUNCIL of the ADMINISTRATIVE COUNTY OF
NORTHUMBERLAND in exercise of their powers under Section
81 (2)(c) of the Town and Country Planning Act, 1968,
HEREBY confirm, without modification, the foregoing Order
as an unopposed Order.

In witness whereof the Common Seal of the County Council
of the Administrative County of Northumberland was hereunto
affixed this *21st* day of *July*, 1971.


nee Chairman of the County Council


Clerk of the County Council

