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STATUTORY INSTRUMENTS

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**2012 No. 605**

**TOWN AND COUNTRY PLANNING, ENGLAND**

**The Town and Country Planning (Tree  
Preservation)(England) Regulations 2012**

*Made* - - - - 28th February 2012  
*Laid before Parliament* 5th March 2012  
*Coming into force* - - 6th April 2012

The Secretary of State for Communities and Local Government, in exercise of the powers conferred by sections 202A to 202G, 206(1)(b), 212, 213(1)(b), 316(1), 323 and 333(1) of the Town and Country Planning Act 1990(1), makes the following Regulations:

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(1) 1990 c. 8. Sections 202A-202G were inserted by section 192 of the Planning Act 2008 (c. 29). Section 202E was amended by S.I. 2009/1307. Sections 206, 212 and 213(1)(b) were amended by section 192(8) of, and paragraphs 7, 11, 15 and 16 of Schedule 8 to, the Planning Act 2008. Section 212 was also amended by Schedule 13 to the Planning Act 2008. Section 316 was substituted by section 20 of the Planning and Compensation Act 1991 (c. 34). Section 323 was amended by section 18(1) of, and paragraph 26 of Schedule 3 to, the Tribunals and Inquiries Act 1992 (c. 53) and paragraphs 1 and 12 of Schedule 10 to the Planning Act 2008. Section 333(1) was amended by section 78 of, and paragraph 32(12) of Schedule 10 to the Environment Act 1995 (c. 25). See section 336(1) of the Town and Country Planning Act 1990 for the definition of “prescribed”. The functions of the Secretary of State under sections 206, 212, 213(1)(b), 316(1), 323 and 333(1) are now vested in the Welsh Ministers so far as they are exercisable in relation to Wales. They were previously transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672); see the entry in Schedule 1 for the Town and Country Planning Act 1990, as substituted by article 4 of, and Schedule 3 to, the National Assembly for Wales (Transfer of Functions) Order 2000 (S.I. 2000/253). By virtue of paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32), the functions were transferred to the Welsh Ministers. As to section 202A see section 202A(5).