



Forestry Act 1967

1967 CHAPTER 10

PART II

^{F1}... POWER TO CONTROL FELLING OF TREES

Enforcement of licence conditions and felling directions

[^{F1}24B Restocking orders after conviction under section 24 in England

- (1) This section applies where a person has been convicted of an offence under section 24(4) in England in relation to a failure to take steps required by a notice given under section 24 to remedy a default in the case of non-compliance with—
 - (a) the conditions of a felling licence that relate to the restocking or stocking of land with trees, or
 - (b) the requirements of a restocking notice.
- (2) The court may make a restocking order.
- (3) A restocking order is an order that requires the person to take such steps as may be specified therein to be taken within such time as may be so specified—
 - (a) to restock or stock with trees the land in respect of which the notice under section 24 was given, or such other land as the court considers appropriate, and
 - (b) to maintain those trees in accordance with the rules and practice of good forestry for a period not exceeding ten years specified in the order.
- (4) In deciding whether to make a restocking order the court must have regard to—
 - (a) the interests of good forestry and agriculture and of the amenities of the district to which the restocking order would relate, and
 - (b) the desirability of promoting the establishment and maintenance of adequate reserves of growing trees in England.
- (5) Section 63(3) of the Magistrates' Courts Act 1980 (power of magistrates' court to deal with person for breach of order etc) applies in relation to a restocking order.]

*Changes to legislation: There are currently no known outstanding effects
for the Forestry Act 1967, Section 24B. (See end of Document for details)*

Textual Amendments

- F1** S. 24B inserted (1.1.2023) by Environment Act 2021 (c. 30), s. 147(3), **Sch. 16 para. 6** (with s. 144);
S.I. 2022/1266, reg. 2(d) (with reg. 3(4))

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