

1981 No. 14

**TOWN AND COUNTRY PLANNING, ENGLAND
AND WALES****The Town and Country Planning
(Tree Preservation Order) (Amendment) Regulations 1981**

<i>Made</i>	- - -	<i>8th January 1981</i>
<i>Laid before Parliament</i>		<i>12th January 1981</i>
<i>Coming into Operation</i>		<i>13th January 1981</i>

The Secretary of State for the Environment as respects England and the Secretary of State for Wales as respects Wales, in exercise of the powers conferred by sections 60 and 287 of the Town and Country Planning Act 1971^(a) and all other powers enabling them in that behalf, hereby make the following regulations:—

1. These Regulations may be cited as the Town and Country Planning (Tree Preservation Order) (Amendment) Regulations 1981, and shall come into operation on 13th January 1981.

2. The Town and Country Planning (Tree Preservation Order) Regulations 1969^(b) are hereby amended as follows:

(a) in regulation 5—

- (i) in paragraph (c)(iii), for the words “the Minister” there shall be substituted the words “the authority”;
- (ii) paragraph (c)(iv) shall be omitted;

(b) regulation 6 shall be omitted;

(c) in regulation 7—

- (i) in paragraph (1), for the words “the Minister, and shall state the grounds thereof and the name of the authority who made the order” there shall be substituted the words “the authority, and shall state the grounds thereof”;
- (ii) in paragraph (2), for the words “the Minister” there shall be substituted the words “the authority”;

(d) in regulation 8—

- (i) paragraph (1) shall be omitted;
- (ii) in paragraph (2) for the words “the Minister” there shall be substituted the words “the authority”;

(a) 1971 c. 78.

(b) S.I. 1969/17.

(e) for regulation 9, there shall be substituted the following regulation—

“9. The authority shall, as soon as practicable after reaching a decision on the order, inform the owners and occupiers of the land to which the order relates, the Conservator of Forests, the District Valuer and any other person on whom notice has been served in accordance with the provisions of regulation 5 hereof, of their decision; and, in addition, where the order has been confirmed subject to modifications, the authority shall serve on every such person a copy of the order and the map as confirmed.”.

8th January 1981.

Michael R. D. Heseltine,
Secretary of State for the Environment.

7th January 1981.

Nicholas Edwards,
Secretary of State for Wales.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations amend the Town and Country Planning (Tree Preservation Order) Regulations 1969 to reflect amendments made to the Town and Country Planning Act 1971 by the Local Government, Planning and Land Act 1980 (c. 65).

The amendments effected by the regulations take account of the fact that, as from the operative date of the regulations, local planning authorities will alone be responsible for confirming tree preservation orders, and the Secretary of State will have no function in that respect.

SI 1981/14
ISBN 0-11-016014-2

