

# Memo

## Legal and Democratic Services

To: For Circulation See Below -

Development & Regulatory Law Team  
City Hall  
Bradford  
West Yorkshire  
BD1 1HY  
DX11758 BRADFORD -1

Ref:

From: Mr S P Nelson  
Legal Officer  
Development & Regulatory Law Team

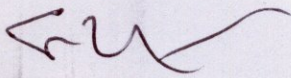
Date: 31 October 2013

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My Ref: LEG/DEV/SPN/72240  
Email: Stephen.nelson@bradford.gov.uk

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**TOWN AND COUNTRY PLANNING ACT 1990 - SECTION 198  
LAND AT 440a KILLINGHALL ROAD BRADFORD - TREE PRESERVATION ORDER**

The above Tree Preservation Order was confirmed on 31<sup>st</sup> October 2013. Please find attached a copy for your records.

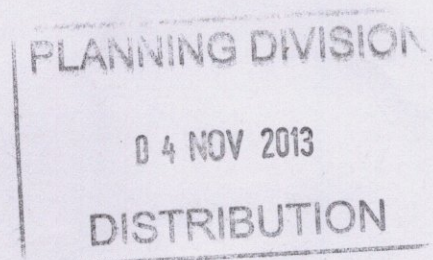


Mr S P Nelson  
Legal Officer

Enc

Arboricultural Technician  
Development Services Tree Section  
Department of Regeneration  
3<sup>rd</sup> Floor, Jacobs Well

Land Charges Manager  
Local Land Charges  
6<sup>th</sup> Floor Jacobs Well



**TOWN AND COUNTRY PLANNING ACT 1990**  
**THE LAND AT 440a KILLINGHALL ROAD BRADFORD**  
**TREE PRESERVATION ORDER 2013**

The City of Bradford Metropolitan District Council in exercise of the powers conferred on them by Section 198 of the Town and Country Planning Act 1990 make the following Order:-

**Citation**

1. This Order may be cited as "Land at 440a Killinghall Road Bradford".

**Interpretation**

2. (1) In this Order "the authority" means City of Bradford Metropolitan District Council.
- (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 Act (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 exception 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 planed 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 take effect as from the time when the tree is planted.

Dated this 3<sup>rd</sup> day of September 2013.

**EXECUTED AS A DEED** by affixing  
**THE COMMON SEAL** of  
**THE CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL**  
in the presence of:-

*Schenquay*

95704

Authorised by the City Solicitor

**CONFIRMATION OF ORDER**

This Order was confirmed by the City of Bradford Metropolitan District Council without modification on the 31<sup>st</sup> day of *October 2013*

~~OR~~

~~The Order was confirmed by the City of Bradford Metropolitan District Council subject to the modification indicated by \_\_\_\_\_ on the \_\_\_\_\_ day of~~

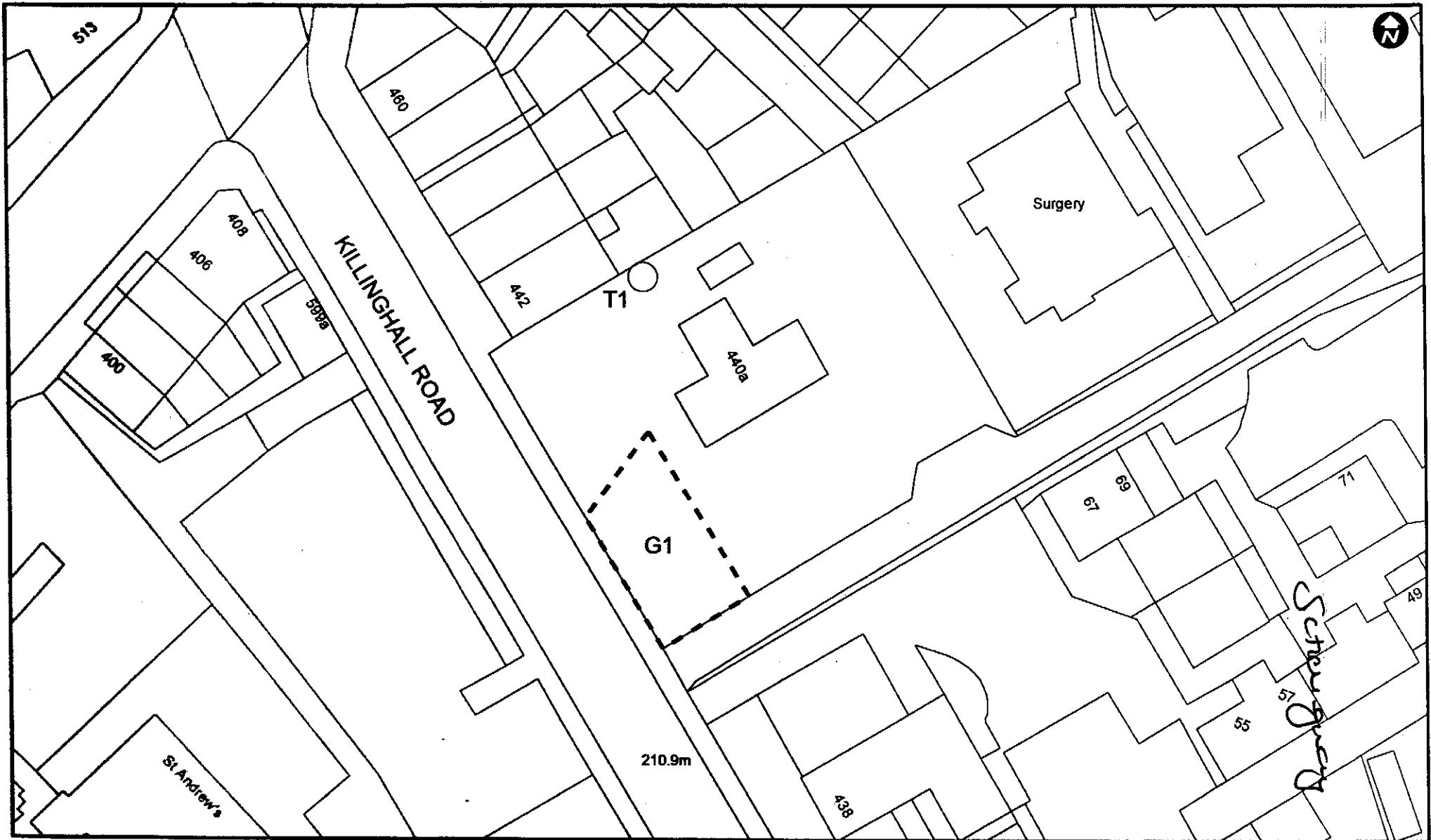
**EXECUTED AS A DEED** by affixing  
**THE COMMON SEAL** of  
**THE CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL**  
in the presence of:-

*Schenquay*

Authorised by the City Solicitor

95842.





TREE PRESERVATION ORDER  
 13/05/2006  
 LAND AT 440a KILLINGHALL ROAD  
 BRADFORD

DEPARTMENT OF REGENERATION & CULTURE  
 Jacobs Well  
 Bradford  
 BD1 5RW

OS Ref : SE 1734  
 Reproduced from the Ordnance Survey map with  
 the sanction of HM Stationery Office  
 Crown Copyright reserved  
 LA076120

Scale 1: 500

~~DECISION NOT TO CONFIRM~~

A decision not to confirm this Order was taken by the City of Bradford Metropolitan District Council on the            day of

**EXECUTED AS A DEED** by affixing  
**THE COMMON SEAL** of  
**THE CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL**  
in the presence of:-

Authorised by the City Solicitor

**VARIATION OF ORDER**

This Order was varied by the City of Bradford Metropolitan District Council on the day of            by a variation order under reference number            a copy of which is attached.

**EXECUTED AS A DEED** by affixing  
**THE COMMON SEAL** of  
**THE CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL**  
in the presence of:-

~~Authorised by the City Solicitor~~

~~REVOCATION OF ORDER~~

This Order was revoked by the City of Bradford Metropolitan District Council on  
the            day of

**EXECUTED AS A DEED** by affixing  
**THE COMMON SEAL** of  
**THE CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL**  
in the presence of:-

~~Authorised by the City Solicitor~~

**SCHEDULE****Specification of Trees****Trees specified individually**(encircled in black on the map)

Reference on map	Description	Situation
T1	Sycamore	417938 434746

**Trees specified by reference to an area**(within a dotted black line on the map)

Reference on map	Description	Situation
None		

**Groups of trees**(within a broken black line on the map)

Reference on map	Description	Situation
G1	3 Ash, 2 Sycamore	417938 434722

**Woodlands**(within a continuous black line on the map)

Reference on map	Description	Situation
None		