

**TOWN AND COUNTRY PLANNING (TREE PRESERVATION) (ENGLAND)
REGULATIONS 2012**

Town and Country Planning Act 1990

The City Council of Carlisle

**Land at Grace Lane, Cummersdale, Carlisle CA2 6DA – Tree Preservation Order
2021 (No.315)**

The City Council of Carlisle 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 Grace Lane, Cummersdale, Carlisle CA2 6DA – Tree Preservation Order 2021 (No.315).

Interpretation

2.— (1) In this Order “the authority” means The City Council of Carlisle

(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 (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 exceptions 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, uprooting, 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 planted 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 takes effect as from the time when the tree is planted.

Dated this 3rd day of November 2021

The Common Seal of the City Council of Carlisle was affixed to this Order in the presence of

Mark Lambert
.....



CONFIRMATION OF ORDER

This Order was confirmed by The City Council of Carlisle without modification on the 12 day of May 2022

OR

~~This Order was confirmed by The City Council of Carlisle, subject to the modifications indicated by _____, on the _____ day of _____~~

Signed on behalf of The City Council of Carlisle

Gina
.....
Authorised by the Council to sign in that behalf

DECISION NOT TO CONFIRM ORDER

A decision not to confirm this Order was taken by The City Council of Carlisle on the _____ day of _____

Signed on behalf of The City Council of Carlisle

.....
Authorised by the Council to sign in that behalf]

VARIATION OF ORDER

This Order was varied by The City Council of Carlisle on the variation order under reference number day of by a a copy of which is attached

Signed on behalf of The City Council of Carlisle

.....
Authorised by the Council to sign in that behalf

REVOCATION OF ORDER

This Order was revoked by The City Council of Carlisle on the day of

Signed on behalf of The City Council of Carlisle

.....
Authorised by the Council to sign in that behalf

SCHEDULE

Specification of trees

Trees specified individually

(encircled in black on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	Oak	338258 553177
T2	Oak	338277 553048
T3	Ash	338286 553043
T4	Ash	338292 553038
T5	Ash	338314 553025
T6	Oak	338316 553012
T7	Oak	338330 553012
T8	Oak	338342 553007
T9	Oak	338338 553001
T10	Oak	338342 552996
T11	Oak	338350 553001
T12	Oak	338361 552996
T13	Oak	338355 552987
T14	Oak	338364 552981
T16	Oak	338391 552951
T17	Oak	338410 552982
T18	Oak	338423 553002
T19	Oak	338430 553015
T20	Oak	338437 553025
T21	Oak	338444 553035
T22	Oak	338450 553046

T23	Ash	338480	553114
T24	Oak	338486	553122
T25	Oak	338488	553175
T26	Oak	338496	553169
T27	Ash	338596	553167
T28	Oak	338597	553137
T29	Oak	338595	553127
T30	Ash	338612	553106

Trees specified by reference to an area

(within a dotted black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
[A1]	None	

Groups of trees

(within a broken black line on the map)

<i>Reference on map</i>	<i>Description (including number of trees of each species in the group)</i>	<i>Situation</i>
G1	Mixed broadleaves Oak, Sycamore, Willow, Hawthorn and Blackthorn Understorey	

Woodlands

(within a continuous black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
[W1}	None	

STATEMENT OF REASONS

TRESS PRESERVATION ORDER NO. 315

LAND AT GRACE LANE, CUMMERSDALE, CARLISLE CA2 6DA

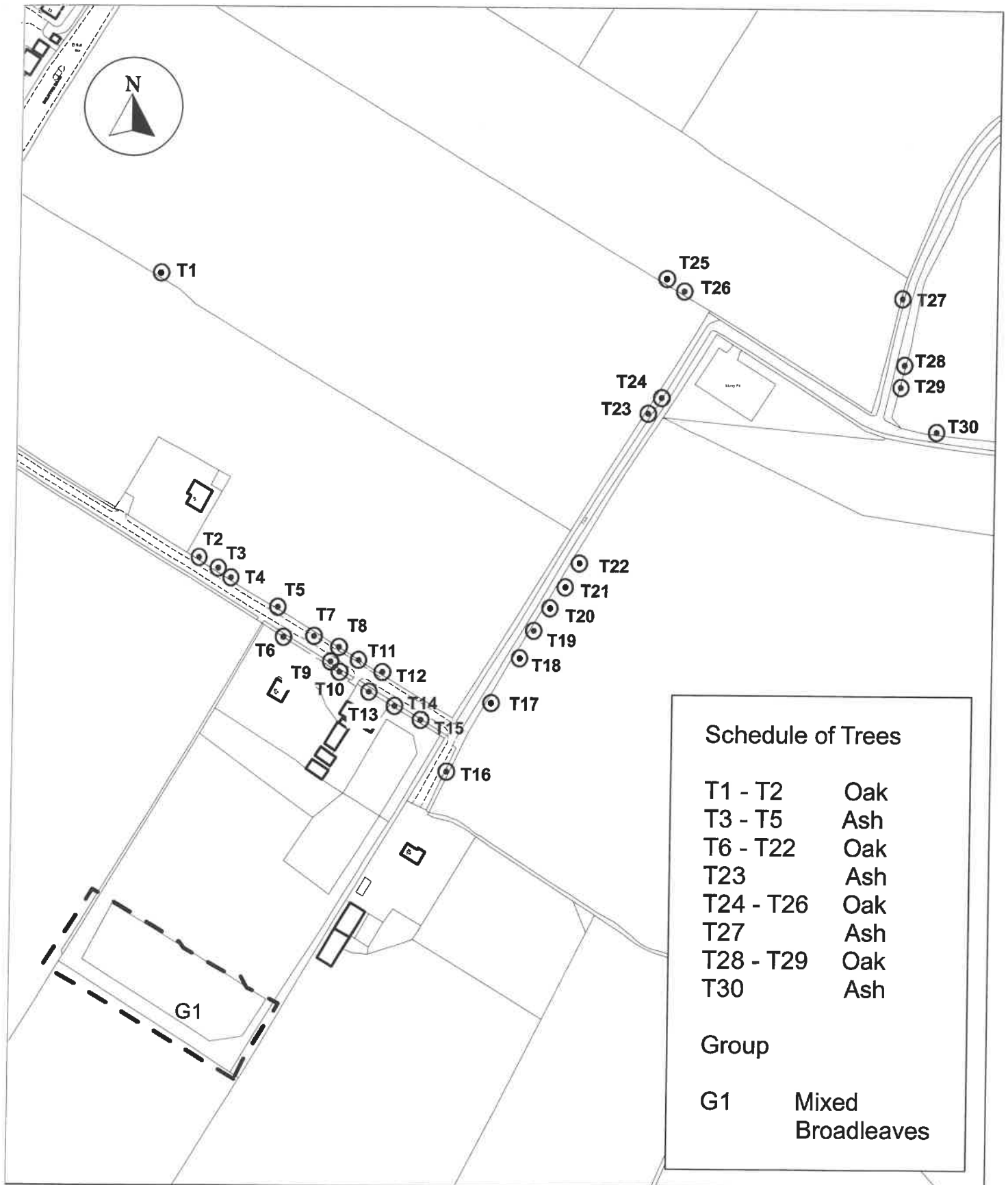
Section 197 of the Town and Country Planning Act 1990 places a duty on local planning authorities to ensure, whenever it is appropriate, that in granting planning permission for any development adequate provision is made for the preservation of trees. The local authority may make a tree preservation order where it appears to the authority that it is expedient in the interests of amenity.

Group (G1) consists of good quality trees, oak, sycamore, willow, hawthorn and blackthorn understorey.

30 Trees situated around Grace Lane are considered to be in good health and longevity. Due to their size, prominent location and public visibility the trees make a substantial positive contribution to the pleasant rural character of the area

The Garden Village masterplan and the Carlisle southern link road will undoubtedly change the landscape of the area and it is important to recognise and protect the importance of the amenity value these trees provide from a public visibility element.

It is therefore considered that the most appropriate way to protect these trees for the future is by means of a tree preservation order.



Act 1990 Section 198(1)

Tree Preservation Order Number 315
Grace Lane, Dalston Road, Carlisle, CA2 6DA

Scale: 1 : 2,250

Date: September 2021

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 ordnance survey LA100024459



Economic Development, Civic Centre, Carlisle, CA3 8QG

