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DRAFT STATUTORY INSTRUMENTS

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**2005 No.**

The Midland Metro (Wednesbury to Brierley Hill  
and Miscellaneous Amendments) Order 2005

PART 4

OPERATION OF TRAMWAY SYSTEM

**Tree preservation orders**

45. The following, namely—

- (a) an order under section 198(1) of the 1990 Act (tree preservation orders); and
- (b) section 211(1) of that Act (which prohibits the doing in a conservation area of any act which might be prohibited by a tree preservation order),

shall not apply to any exercise of the powers in section 46 (power to lop trees over hanging railway) of the 1989 Act (including that section as applied by this Order).