



# Town and Country Planning (Scotland) Act 1972

## 1972 CHAPTER 52

### PART IV

#### ADDITIONAL CONTROL IN SPECIAL CASES

##### *Trees*

#### **60 Replacement of trees**

- (1) If any tree in respect of which a tree preservation order is for the time being in force, other than a tree to which the order applies as part of a woodland, is removed or destroyed in contravention of the order or is removed or destroyed or dies at a time when its felling is authorised only by virtue of the provisions of section 58(6) of this Act relating to felling where urgently necessary in the interests of safety, it shall be the duty of the owner of the land, unless on his application the local planning authority dispense with this requirement, to plant another tree of an appropriate size and species at the same place as soon as he reasonably can.
- (2) In relation to any tree planted pursuant to this section, the relevant tree preservation order shall apply as it applied to the original tree.
- (3) The duty imposed by subsection (1) of this section on the owner of any land shall attach to the person who is from time to time the owner of the land and may be enforced as provided by section 99 of this Act and not otherwise.