



# Town and Country Planning Act 1990

## 1990 CHAPTER 8

### PART VIII

#### SPECIAL CONTROLS

#### CHAPTER I

#### TREES

##### *Trees in conservation areas*

#### **212 Power to disapply s. 211.**

- (1) The Secretary of State may by regulations direct that section 211 shall not apply in such cases as may be specified in the regulations.
- (2) Without prejudice to the generality of subsection (1), the regulations may be framed so as to exempt from the application of that section cases defined by reference to all or any of the following matters—
  - (a) acts of such descriptions or done in such circumstances or subject to such conditions as may be specified in the regulations;
  - (b) trees in such conservation areas as may be so specified;
  - (c) trees of a size or species so specified; or
  - (d) trees belonging to persons or bodies of a description so specified.
- (3) The regulations may, in relation to any matter by reference to which an exemption is conferred by them, make different provision for different circumstances.
- (4) [<sup>F1</sup>Regulations under subsection (1) may in particular, but without prejudice to the generality of that subsection, exempt from the application of section 211 cases exempted from section 198 by subsection (6) of that section.]

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**Status:** Point in time view as at 06/11/2012.

**Changes to legislation:** Town and Country Planning Act 1990, Section 212 is up to date with all changes known to be in force on or before 15 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

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#### **Textual Amendments**

- F1** S. 212(4) repealed (6.4.2012 for E.) by [Planning Act 2008 \(c. 29\)](#), s. 241(3)(4), [Sch. 8 para. 15](#), [Sch. 13](#) (with s. 226); [S.I. 2012/601](#), art. 2(a)(c), [Sch.](#)
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#### **Modifications etc. (not altering text)**

- C1** S. 212: power to apply conferred (10.11.1993) by [1993 c. 28](#), s. 171(4)(a); [S.I. 1993/2762](#), [art. 3](#)
- C2** S. 212: functions of local authority not to be responsibility of an executive of the authority (E.) (16.11.2000) by virtue of [S.I. 2000/2853](#), reg. 2(1), [Sch. 1](#)

**Status:**

Point in time view as at 06/11/2012.

**Changes to legislation:**

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