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STATUTORY INSTRUMENTS

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**1988 No. 963**

**TOWN AND COUNTRY PLANNING,  
ENGLAND AND WALES**

**The Town and Country Planning (Tree Preservation  
Order) (Amendment) Regulations 1988**

<i>Made</i>	- - - -	<i>26th May 1988</i>
<i>Laid before Parliament</i>		<i>9th June 1988</i>
<i>Coming into force</i>	- -	<i>30th June 1988</i>

The Secretary of State for the Environment, as respects England, and the Secretary of State for Wales, as respects Wales, in exercise of the powers conferred on them by sections 60 and 287 of the Town and Country Planning Act 1971<sup>(1)</sup> and of all other powers enabling them in that behalf, hereby make the following Regulations:

1. These Regulations may be cited as the Town and Country Planning (Tree Preservation Order) (Amendment) Regulations 1988 and shall come into force on 30th June 1988.

2. For paragraph (b) of Article 5 of the form of tree preservation order contained in the Schedule to the Town and Country Planning (Tree Preservation Order) Regulations 1969<sup>(2)</sup> there shall be substituted —

- “(b) in the case of trees, other than trees comprised in a group of trees or in a woodland, that the trees have an outstanding or special amenity value; or
- (c) in the case of trees which are comprised in a group of trees or in a woodland, that the group of trees or the woodland, as the case may be, has an outstanding or special amenity value,

but a certificate shall not be given in the case of trees falling within (c) above if the application in respect of them has been referred by the Forestry Commissioners under section 15(1)(b) or 15(2) (a) of the Forestry Act 1967<sup>(3)</sup>.”.

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<sup>(1)</sup> 1971 c. 78.

<sup>(2)</sup> S.I.1969/17, to which there are amendments not relevant to these Regulations.

<sup>(3)</sup> S.I. c.10.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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25th May 1988

*Nicholas Ridley*  
Secretary of State for the Environment

26th May 1988

*Peter Walker*  
Secretary of State for Wales

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the form of tree preservation order contained in the Schedule to the Town and Country Planning (Tree Preservation Order) Regulations 1969 so as to enable local authorities, for the purposes of compensation and except where an application is referred to them under the Forestry Act 1967, to treat trees in woodlands which have an outstanding or special amenity value in the same way as all other such trees.