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STATUTORY INSTRUMENTS

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**2022 No. 433**

**The East Anglia TWO Offshore Wind Farm Order 2022**

**PART 7**

Miscellaneous and general

**Felling or lopping of trees and removal of hedgerows**

**34.**—(1) Subject to article 35 (trees subject to tree preservation orders), the undertaker may fell or lop any tree or shrub within or overhanging the Order limits, or cut back its roots, if it reasonably believes it to be necessary to do so to prevent the tree or shrub from obstructing or interfering with the construction, maintenance or operation of the authorised project or any apparatus used in connection with the authorised project.

(2) In carrying out any activity authorised by paragraph (1), the undertaker must do no unnecessary damage to any tree or shrub and must pay compensation to any person for any loss or damage arising from such activity.

(3) Any dispute as to a person's entitlement to compensation under paragraph (2), or as to the amount of compensation, must be determined under Part 1 (determination of questions of disputed compensation) of the 1961 Act.

(4) The undertaker may, for the purposes of the authorised project—

- (a) subject to paragraph (2) above, remove any hedgerows within the Order limits that may be required for the purposes of carrying out the authorised project; and
- (b) remove the important hedgerows as are within the Order limits and specified in Schedule 11 (hedgerows).

(5) In this article “hedgerow” and “important hedgerow” have the same meaning as in the Hedgerows Regulations 1997.

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**Commencement Information**

**II** Art. 34 in force at 22.4.2022, see [art. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The East Anglia TWO Offshore Wind Farm Order 2022, Section 34.