

**STOCKPORT LEGAL SERVICES**  
**SEALING AUTHORITY FORM**

**TO: Head of Legal & Democratic Governance FROM: Legal (Commercial)**

**REFERENCE: SE/PLA011.268**

**DATE: 27<sup>th</sup> December 2018**

I confirm that this document complies with the instructions received and that the appropriate authority has been obtained to seal the document on behalf of the Council. I confirm that it should be sealed under the following authority:

**DESCRIPTION OF THE DOCUMENT:**


Tree Preservation Order– 2 Huxley Close, Bramhall

<b>MINUTE AUTHORITY</b> (details of resolution of relevant committee or delegated powers)	<b>PARTIES</b>
<b>DELEGATED</b>  <b>To Jim McGarrie pursuant to Part 3, Section 8, para 3 of the Constitution</b>  <b>Email confirming delegation is contained at the back of the Sealing Book</b>	

Please SEAL plans      YES

Please arrange for the SEALING of the above document/s (and the initialling of any amendments by the Council Solicitor or his nominee, where indicated).

Do not fill in the date.

Signed .....  .....

Name: Samihah El-Gindy

# **Town and Country Planning Act 1990**

## **The Metropolitan Borough Council of Stockport Tree Preservation (2 Huxley Close, Bramhall) Order 2018**

The Stockport Metropolitan Borough Council in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990 make the following Order—

### **Citation**

1. This Order may be cited as The Metropolitan Borough Council of Stockport Tree Preservation (2 Huxley Close, Bramhall) Order 2018

### **Interpretation**

2. (1) In this Order “the authority” means the Stockport Metropolitan Borough Council.  
  
(2) In this Order any reference to a numbered section is a reference to the section so numbered in the Town and Country Planning Act 1990 and any reference to a numbered regulation is a reference to the regulation so numbered in the Town and Country Planning (Tree Preservation)(England) Regulations 2012.

### **Effect**

3. (1) Subject to article 4, this Order takes effect provisionally on the date on which it is made.  
  
(2) Without prejudice to subsection (7) of section 198 (power to make tree preservation orders) or subsection (1) of section 200 (tree preservation orders: Forestry Commissioners) and, subject to the exceptions in regulation 14, no person shall—  
  
(a) cut down, top, lop, uproot, wilfully damage, or wilfully destroy; or  
  
(b) cause or permit the cutting down, topping, lopping, wilful damage or wilful destruction of,  
  
any tree specified in the Schedule to this Order except with the written consent of the authority in accordance with regulations 16 and 17, or of the

Secretary of State in accordance with regulation 23, and, where such consent is given subject to conditions, in accordance with those conditions.

### **Application to trees to be planted pursuant to a condition**

4. In relation to any tree identified in the first column of the Schedule by the letter "C", being a tree to be planted pursuant to a condition imposed under paragraph (a) of section 197 (planning permission to include appropriate provision for preservation and planting of trees), this Order takes effect as from the time when the tree is planted.

## CONFIRMATION OF ORDER

This order was confirmed by Stockport Metropolitan Borough Council without modification on the 28<sup>th</sup> day of JANUARY 2019

Or

~~This order was confirmed by Stockport Metropolitan Borough Council, subject to the modifications indicated by \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_~~

Signed



on behalf of: Victoria Alice Bates, Strategic Head of Service (Legal)  
Stockport Metropolitan Borough Council  
Town Hall  
Stockport  
SK1 3XE

## DECISION NOT TO CONFIRM ORDER

A decision not to confirm this order was taken by Stockport Metropolitan Borough Council on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_

Signed

on behalf of: Victoria Alice Bates, Strategic Head of Service (Legal)  
Stockport Metropolitan Borough Council  
Town Hall  
Stockport  
SK1 3XE

## **VARIATION OF ORDER**

This order was varied by Stockport Metropolitan Borough Council on the            day  
of            20    by a variation order under reference            a copy of which  
is attached.

Signed

on behalf of:            Victoria Alice Bates, Strategic Head of Service (Legal)  
Stockport Metropolitan Borough Council  
Town Hall  
Stockport  
SK1 3XE

## **REVOCATION OF ORDER**

This order was revoked by Stockport Metropolitan Borough Council on the  
day of            20

Signed

on behalf of:            Victoria Alice Bates, Strategic Head of Service (Legal)  
Stockport Metropolitan Borough Council  
Town Hall  
Stockport  
SK1 3XE

## SCHEDULE ONE

### SPECIFICATION OF TREES

**Trees specified individually**  
(encircled in black on the map)

Reference on map

Description

Situation

T1

Oak

Standing within the front garden of 2 Huxley Close 2.6 metres west from the driveway and 10 metres north from the right hand corner of the property

Dated this 28<sup>th</sup> day of DECEMBER

2018

THE COMMON SEAL of THE )  
METROPOLITAN BOROUGH COUNCIL )  
OF STOCKPORT was hereunto )  
affixed in the presence of:-

Mayor

W J Brett



*[Handwritten signature]*

Authorised Signatory