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

**TO: COUNCIL SOLICITOR**

**FROM: Zoë Allan**

**REFERENCE: ZLA PLA011.297**

**DATE: 15/10/19**

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 Woodland North of 25-35 Rosewood Avenue  
Heaton Mersey

<b>MINUTE AUTHORITY</b> (details of resolution of relevant committee or delegated powers)	<b>PARTIES</b>
<b>Jim McGarrie authorised by Caroline Simpson</b>	<b>THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT</b>  <b>AND</b>

Please SEAL plans      No

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 ..... 

# **Town and Country Planning Act 1990**

## **The Metropolitan Borough Council of Stockport Tree Preservation (Woodland North of 25-35 Rosewood Avenue, Heaton Mersey) Order 2019**

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 (Woodland North of 25-35 Rosewood Avenue, Heaton Mersey) Order 2019

### **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        day of        20

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

### SPECIFICATION OF TREES

#### WOODLANDS

(Coloured black on the attached plan)

Reference on map	Description	Situation
<b>W1</b>	<b>Mixed Species Deciduous Woodland</b>	<b>Land to the north of 25-35 Rosewood Avenue and South of 239 Didsbury Road Heaton Mersey</b>

Dated this 17<sup>th</sup> day of October 2019

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

)  
)  
)



Mayor *Jana South*

Authorised Signatory *[Signature]*