

TOWN AND COUNTRY PLANNING ACT 1990

TEWKESBURY BOROUGH COUNCIL (NO. 439)

(LAND ON THE EAST SIDE OF DOWN HATHERLEY LANE, DOWN HATHERLEY)

TREE PRESERVATION ORDER 2025

The Council for the Borough of Tewkesbury, 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 **TEWKESBURY BOROUGH COUNCIL (NO. 439) (LAND ON THE EAST SIDE OF DOWN HATHERLEY LANE, DOWN HATHERLEY), TREE PRESERVATION ORDER 2025**

Interpretation

2. — (1) In this Order “the authority” means the Tewkesbury 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, uprooting, 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

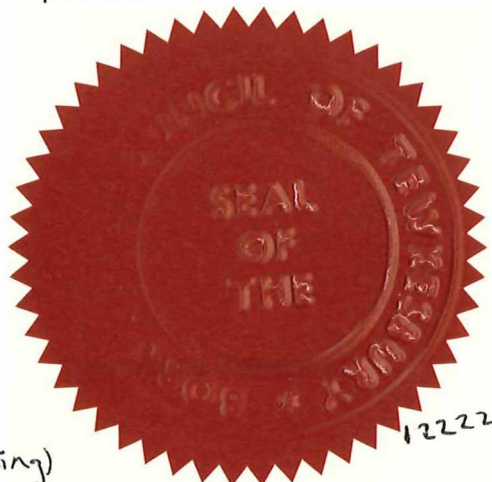
4. In relation to any tree identified in the first column of the Schedule by the letter “C”, being a tree to be planted pursuant to a condition imposed under paragraph (a) of section 197 (planning permission to include appropriate provision for preservation and planting of trees), this Order takes effect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

August 28th
Dated this 28 day of ~~September~~ 2025

THE COMMON SEAL of the COUNCIL)
FOR THE BOROUGH OF TEWKESBURY)
was hereunto affixed in the presence of—)



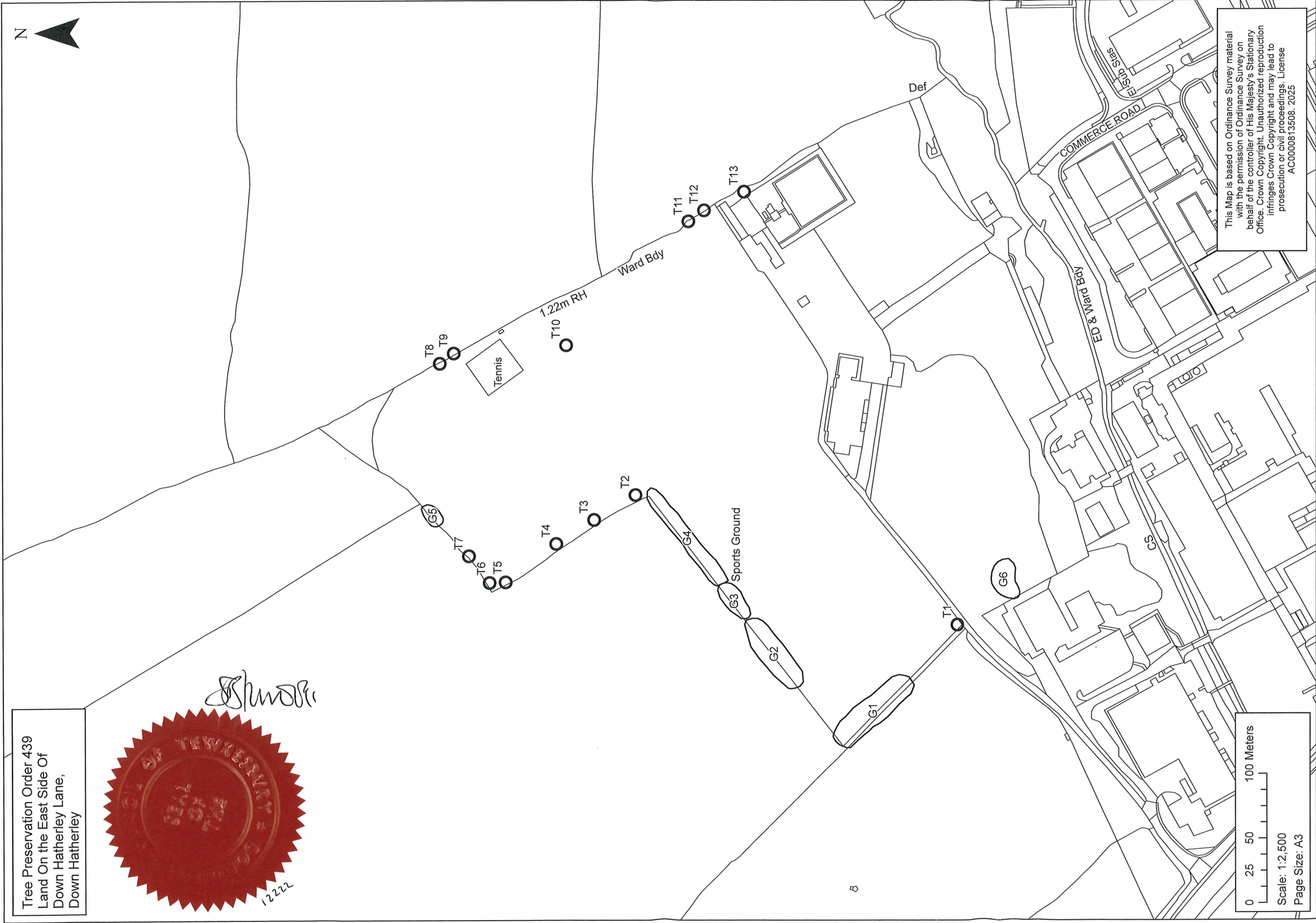
Sarah Farooqi
Head of Law (Litigation & Planning)



Tree Preservation Order 439
Land On the East Side Of
Down Hatherley Lane,
Down Hatherley



Shunor



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0 25 50 100 Meters
Scale: 1:2,500
Page Size: A3

SCHEDULE
SPECIFICATION OF TREES

Trees specified individually
(encircled in black on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T1	Lime <i>Tilia X europaea</i>	387894 222445
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T2	Oak <i>Quercus robur</i>	387995 222696
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T3	Oak <i>Quercus robur</i>	387976 222728
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T4	Oak <i>Quercus robur</i>	387957 222758
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T5	Oak <i>Quercus robur</i>	387928 222795
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T6	Oak <i>Quercus robur</i>	387927 222809
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T7	Oak <i>Quercus robur</i>	387948 222826
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T8	Oak <i>Quercus robur</i>	388097 222848
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T9	Oak <i>Quercus robur</i>	388105 222837
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T10	Oak <i>Quercus robur</i>	388111 222750
<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T11	Oak <i>Quercus robur</i>	388207 222655

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T12	Oak <i>Quercus robur</i>	388215 222642

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
T13	Oak <i>Quercus robur</i>	388229 222611

Trees specified by reference to an area
(within a dotted black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
	none	

Groups of trees
(within a broken black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
G1	Mixed Species Group:- 9 - Field Maple <i>Acer campestre</i> 9 - White poplar <i>Populus alba</i> 3 – Oak <i>Quercus robur</i> 5 - Pine <i>Pinus</i>	Refer to plan

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
G2	Mixed Species Group:- 5 – Field Maple <i>Acer campestre</i> 5 – White poplar <i>Populus alba</i> 1 – Oak <i>Quercus robur</i> 3 - Cherry <i>Prunus</i>	Refer to plan

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
G3	6 - Pine <i>Pinus</i>	Refer to plan

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
G4	Mixed Species Group:- 4 – Field Maple	Refer to plan

<i>Acer campestre</i> 6 – White poplar <i>Populus alba</i> 3 – Oak <i>Quercus robur</i> 3 – Pine <i>Pinus</i> 2 – Lime <i>Tilia X europaea</i> 1 – Cherry <i>Prunus</i> 1 – Horsechestnut <i>Aesculus hippocastanum</i>

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
G5	3 - Pine <i>Pinus</i>	Refer to plan

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
G6	Mixed Species Group:- 1 - Oak <i>Quercus robur</i> 7 – Maple <i>Acer sp.</i>	Refer to plan

Woodlands

(within a continuous black line on the map)

<i>Reference on map</i>	<i>Description</i>	<i>Situation</i>
	none	

DATED 28 August 2025

TOWN AND COUNTRY PLANNING ACT 1990

TEWKESBURY BOROUGH COUNCIL (NO. 439)

(LAND ON THE EAST SIDE OF DOWN HATHERLEY
LANE, DOWN HATHERLEY)

TREE PRESERVATION ORDER 2025

This Order was confirmed by **THE COUNCIL FOR THE BOROUGH OF TEWKESBURY** without modification on the 3 November 2025, no objections having been received.

The Common Seal of **THE COUNCIL**)
FOR THE BOROUGH OF)
TEWKESBURY is now hereunto)
affixed in the presence of:-)



T- Chy

Authorised Signatory

Tom Clark
Principal Lawyer

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