

**THE COUNTY OF NORTHUMBERLAND  
(Pottery Bank, Morpeth) TREE PRESERVATION ORDER  
(VARIATION No. 1) ORDER 2007**

1. This Order is made on the <sup>14</sup> day of ~~May~~ <sup>Sept</sup> 2007 by the County Council of Northumberland.
2. This order is made pursuant to the Town and Country Planning (Trees) Regulations 1999.
3. This order varies the County of Northumberland (Pottery Bank, Morpeth) Tree Preservation Order 1967 ["the 1967 Order"] with effect from the date of this Order.
4. The 1967 Order is varied by:
  - (a) the deletion of the following trees:

|     |          |
|-----|----------|
| T1  | Oak      |
| T4  | Ash      |
| T9  | Ash      |
| T10 | Ash      |
| T18 | Oak      |
| T20 | Elm      |
| T22 | Oak      |
| T23 | Oak      |
| T24 | Oak      |
| T25 | Oak      |
| T26 | Oak      |
| T27 | Oak      |
| T29 | Lime     |
| T30 | Ash      |
| T31 | Ash      |
| T34 | Oak      |
| T35 | Oak      |
| T36 | Lime     |
| T37 | Lime     |
| T39 | Oak      |
| T40 | Oak      |
| T46 | Ash      |
| T47 | Ash      |
| T51 | Lime     |
| T53 | Oak      |
| T54 | Ash      |
| T56 | Oak      |
| T57 | Oak      |
| T62 | Sycamore |
| T64 | Oak      |
| T65 | Oak      |
| T66 | Oak      |
| T67 | Oak      |
| T68 | Oak      |

|     |                                             |
|-----|---------------------------------------------|
| T69 | Oak                                         |
| T70 | Ash                                         |
| T72 | Ash                                         |
| T73 | Ash                                         |
| T76 | Lime                                        |
| T77 | Sycamore                                    |
| T78 | Sycamore                                    |
| T79 | Elm                                         |
| T80 | Ash                                         |
| A1  | Several Scots Pine, Sycamore, Beech and Oak |
| G1  | 4 Scots Pine, 4 Corsican Pine               |
| G2  | 8 Lime                                      |

(b) and the addition of the following trees:

|     |                                            |
|-----|--------------------------------------------|
| T83 | Sycamore                                   |
| T84 | Oak                                        |
| T85 | Ash                                        |
| T86 | Ash                                        |
| T87 | Ash                                        |
| T88 | Ash                                        |
| T89 | Ash                                        |
| T90 | Ash                                        |
| T91 | Ash                                        |
| T92 | Ash                                        |
| T93 | Elm                                        |
| T96 | Elm                                        |
| T97 | Oak                                        |
| G3  | 6 Horse Chestnut, 6 Scots Pine, 4 Sycamore |
| G4  | 4 Ash, 12 Scots Pine, 4 Sycamore           |

The position of the trees referred to above is shown on the map attached to this Order.

5. For the sake of clarity the First Schedule and the Map contained in the 1967 Order are deemed to be replaced by the First Schedule and Map attached to this order.

Sealed the day and year first above written.

The Common Seal of The County Council of Northumberland was affixed in the presence of

Duly authorised officer

*P. Lister*



## FIRST SCHEDULE

The map referred to is at a scale of 1:2750 and is situated in on the estate known as "Lancaster Park", Morpeth in the county of Northumberland.

### TREES SPECIFIED INDIVIDUALLY (Encircled on the map)

| No. on the Map | Description    | Situation                                                                            |
|----------------|----------------|--------------------------------------------------------------------------------------|
| T2             | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T3             | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T5             | Horse Chestnut | On the northern edge of the Lancaster Park estate                                    |
| T6             | Sycamore       | On the northern edge of the Lancaster Park estate                                    |
| T7             | Sycamore       | On the northern edge of the Lancaster Park estate                                    |
| T8             | Ash            | On the northern edge of the Lancaster Park estate                                    |
| T11            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T12            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T13            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T14            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T15            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T16            | Ash            | On the northern edge of the Lancaster Park estate                                    |
| T17            | Horse Chestnut | In the grounds of Peacock Gap House                                                  |
| T19            | Oak            | Opposite the First School                                                            |
| T21            | Oak            | To the rear of 1 Badgers Green                                                       |
| T28            | Oak            | In the rear garden of 9 Badgers Green                                                |
| T32            | Oak            | In the ground of Morpeth All Saints C of E First School                              |
| T33            | Oak            | Between Badgers Green and the First School                                           |
| T38            | Oak            | Between Sweetbriar Close and North Leech                                             |
| T41            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T42            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T43            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T44            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T45            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T48            | Sycamore       | In the grounds of East Grange Farm                                                   |
| T49            | Sycamore       | South of Wild Acre                                                                   |
| T50            | Sycamore       | In front of 1 Wansdyke                                                               |
| T52            | Ash            | Between Sweetbriar Close and Merle Gardens                                           |
| T55            | Oak            | In the open area between Curlew Hill, Bracken Edge, De Mowbray Way and Brumell Drive |
| T58            | Oak            | Between De Mowbray Way and Brumell Edge                                              |
| T59            | Oak            | In the front garden of 21 Wansdyke                                                   |
| T60            | Oak            | Between De Mowbray Way and Brumell Edge                                              |
| T61            | Oak            | Between De Mowbray Way and Brumell Edge                                              |
| T63            | Oak            | Between 15 Brumell Drive and 29 Ghyll Drive                                          |
| T71            | Oak            | Between Ghyll Edge and Brumell Drive                                                 |
| T74            | Ash            | In the rear garden of 35 Wansdyke                                                    |
| T75            | Ash            | In the rear garden of 45 Wansdyke                                                    |
| T81            | Ash            | Between Sweetbriar Close and Merle Gardens                                           |
| T82            | Ash            | In the front garden of 13 Wansdyke                                                   |
| T83            | Sycamore       | On the northern edge of the Lancaster Park estate                                    |
| T84            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T85            | Ash            | Between Badgers Green and the First School                                           |
| T86            | Ash            | Between Badgers Green and the First School                                           |
| T87            | Ash            | Between Badgers Green and the First School                                           |
| T88            | Ash            | Between Badgers Green and the First School                                           |
| T89            | Ash            | Between Badgers Green and the First School                                           |
| T90            | Ash            | Between Badgers Green and the First School                                           |
| T91            | Ash            | Between Badgers Green and the First School                                           |

|     |     |                                                                                     |
|-----|-----|-------------------------------------------------------------------------------------|
| T92 | Ash | Between Badgers Green and the First School                                          |
| T93 | Elm | Between Badgers Green and the First School                                          |
| T96 | Elm | Between Sweetbriar Close and Merle Gardens                                          |
| T97 | Oak | On the southeastern edge of Lancaster Park estate, directly adjacent to 29 Wansdyke |

TREES SPECIFIED BY REFERENCE TO AN AREA

(Within a dotted line on the map)

NONE

GROUPS OF TREES

(Within a dashed line on the map)

| No. on the Map | Description                                | Situation                           |
|----------------|--------------------------------------------|-------------------------------------|
| G3             | 6 Horse Chestnut, 6 Scots Pine, 4 Sycamore | In the grounds of Peacock Gap House |
| G4             | 4 Ash, 12 Scots Pine, 4 Sycamore           | Between the A192 and Pinewood       |

WOODLANDS

(Within a solid line on the map)

NONE

**THE COUNTY OF NORTHUMBERLAND  
(Pottery Bank, Morpeth) TREE PRESERVATION ORDER  
(VARIATION No. 2) ORDER 2007**

1. This Order is made on the ~~4~~ day of ~~September~~ by the County Council of Northumberland.
2. This order is made pursuant to the Town and Country Planning (Trees) Regulations 1999.
3. This order varies the County of Northumberland (Pottery Bank, Morpeth) Tree Preservation Order 1967 ["the 1967 Order"] with effect from the date of this Order.
4. The 1967 Order is varied by:

(a) the deletion of the following trees:

T96      Elm

(b) and the addition of the following trees:

None

(c) and the amendment in the schedule to the following trees:

|     |     |
|-----|-----|
| T21 | Oak |
| T58 | Oak |
| T60 | Oak |
| T61 | Oak |
| T82 | Oak |
| T97 | Ash |

The position of the trees referred to above is shown on the map attached to this Order.

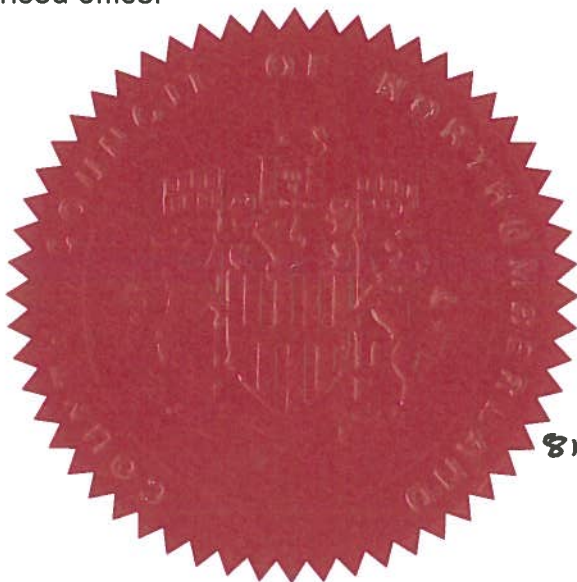
5. For the sake of clarity the First Schedule and the Map contained in the 1967 Order are deemed to be replaced by the First Schedule and Map attached to this order.

Sealed the day and year first above written.

The Common Seal of The County Council of Northumberland was affixed in the presence of

*Steph Nutter*

Duly authorised officer



8168

## FIRST SCHEDULE

The map referred to is at a scale of 1:2750 and is situated in on the estate known as "Lancaster Park", Morpeth in the county of Northumberland.

### TREES SPECIFIED INDIVIDUALLY (Encircled on the map)

| No. on the Map | Description    | Situation                                                                            |
|----------------|----------------|--------------------------------------------------------------------------------------|
| T2             | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T3             | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T5             | Horse Chestnut | On the northern edge of the Lancaster Park estate                                    |
| T6             | Sycamore       | On the northern edge of the Lancaster Park estate                                    |
| T7             | Sycamore       | On the northern edge of the Lancaster Park estate                                    |
| T8             | Ash            | On the northern edge of the Lancaster Park estate                                    |
| T11            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T12            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T13            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T14            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T15            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T16            | Ash            | On the northern edge of the Lancaster Park estate                                    |
| T17            | Horse Chestnut | In the grounds of Peacock Gap House                                                  |
| T19            | Oak            | Opposite the First School                                                            |
| T21            | Oak            | To the rear of 3 Badgers Green                                                       |
| T28            | Oak            | In the rear garden of 9 Badgers Green                                                |
| T32            | Oak            | In the ground of Morpeth All Saints C of E First School                              |
| T33            | Oak            | Between Badgers Green and the First School                                           |
| T38            | Oak            | Between Sweetbriar Close and North Leech                                             |
| T41            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T42            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T43            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T44            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T45            | Oak            | Between Merle Gardens and De Mowbray Way                                             |
| T48            | Sycamore       | In the grounds of East Grange Farm                                                   |
| T49            | Sycamore       | South of Wild Acre                                                                   |
| T50            | Sycamore       | In front of 1 Wansdyke                                                               |
| T52            | Ash            | Between Sweetbriar Close and Merle Gardens                                           |
| T55            | Oak            | In the open area between Curlew Hill, Bracken Edge, De Mowbray Way and Brumell Drive |
| T58            | Oak            | Between De Mowbray Way and Brumell Edge                                              |
| T59            | Oak            | In the front garden of 21 Wansdyke                                                   |
| T60            | Oak            | Between De Mowbray Way and Brumell Edge                                              |
| T61            | Oak            | Between De Mowbray Way and Brumell Edge                                              |
| T63            | Oak            | Between 15 Brumell Drive and 29 Ghyll Drive                                          |
| T71            | Oak            | Between Ghyll Edge and Brumell Drive                                                 |
| T74            | Ash            | In the rear garden of 35 Wansdyke                                                    |
| T75            | Ash            | In the rear garden of 45 Wansdyke                                                    |
| T81            | Ash            | Between Sweetbriar Close and Merle Gardens                                           |
| T82            | Oak            | On the boundary between 13 Wansdyke and 15 Wansdyke                                  |
| T83            | Sycamore       | On the northern edge of the Lancaster Park estate                                    |
| T84            | Oak            | On the northern edge of the Lancaster Park estate                                    |
| T85            | Ash            | Between Badgers Green and the First School                                           |
| T86            | Ash            | Between Badgers Green and the First School                                           |
| T87            | Ash            | Between Badgers Green and the First School                                           |
| T88            | Ash            | Between Badgers Green and the First School                                           |
| T89            | Ash            | Between Badgers Green and the First School                                           |
| T90            | Ash            | Between Badgers Green and the First School                                           |

|     |     |                                                                                     |
|-----|-----|-------------------------------------------------------------------------------------|
| T91 | Ash | Between Badgers Green and the First School                                          |
| T92 | Ash | Between Badgers Green and the First School                                          |
| T93 | Elm | Between Badgers Green and the First School                                          |
| T96 | Elm | Between Sweetbriar Close and Merle Gardens                                          |
| T97 | Ash | On the southeastern edge of Lancaster Park estate, directly adjacent to 29 Wansdyke |

TREES SPECIFIED BY REFERENCE TO AN AREA

(Within a dotted line on the map)

NONE

GROUPS OF TREES

(Within a dashed line on the map)

| No. on the Map | Description                                | Situation                           |
|----------------|--------------------------------------------|-------------------------------------|
| G3             | 6 Horse Chestnut, 6 Scots Pine, 4 Sycamore | In the grounds of Peacock Gap House |
| G4             | 4 Ash, 12 Scots Pine, 4 Sycamore           | Between the A192 and Pinewood       |

WOODLANDS

(Within a solid line on the map)

NONE

COUNTY OF NORTHUMBERLAND  
TOWN AND COUNTRY PLANNING ACT, 1962  
THE COUNTY OF NORTHUMBERLAND  
(POTTERY BANK, MORPETH)  
TREE PRESERVATION ORDER, 1967

The County Council of the Administrative County of Northumberland (in this Order called "the authority") in pursuance of the powers conferred in that behalf by Section 29 of the Town and Country Planning Act, 1962, and subject to the provisions of Section 15 of the Forestry Act, 1954, hereby make the following Order :-

1. In this Order -

"the Act" means the Town and Country Planning Act, 1962;

"owner" means the owner in fee simple, either in possession or who has granted a lease or tenancy of which the unexpired portion is less than three years; a lessee (including a sub-lessee) or tenant in possession, the unexpired portion of whose lease or tenancy is three years or more; and a mortgagee in possession; and

"the Minister" means the Minister of Housing and Local Government.

2. Subject to the provisions of this Order and to the exemptions specified in the Second Schedule hereto, no person shall, except with the consent of the authority and in accordance with the conditions, if any, imposed on such consent, cut down, top, lop, or wilfully destroy or cause or permit the cutting down, topping, lopping or wilful destruction of any tree specified in the First Schedule hereto or comprised in a group of trees therein specified, the position of which trees and groups of trees is defined in the manner indicated in the said First Schedule on the map annexed hereto, which map shall for the purpose of such definition as aforesaid, prevail where any ambiguity arises between it and the specification in the said First Schedule.

3. An application for consent made to the authority under Article 2 of this Order shall be in writing stating the reasons for making the application, and shall by reference if necessary to a plan specify the trees to which the application relates, and the operations for the carrying out of which consent is required.

4. (1) Where an application for consent is made to the authority under this Order, the authority may grant such consent either unconditionally, or subject to such conditions (including conditions requiring the replacement of any tree by one or more trees on the site, or in the immediate vicinity thereof), as the authority may think fit, or may refuse consent.

(2) The authority shall keep a register of all applications for consent under this Order containing information as to the nature of the application, the decision of the authority thereon, any compensation awarded in consequence of such decision, and every such register shall be available for inspection by the public at all reasonable hours.

5. Where the authority refuse consent under this Order to grant such consent subject to conditions they may when refusing or granting consent certify in respect of any trees for which they are so refusing or granting consent that they are satisfied -

- (a) that the refusal or condition is in the interests of good forestry; or
- (b) that the trees have an outstanding or special amenity value.

This Order has been made by the County of Northumberland (Pottery Bank, Morpeth) Tree Preservation Order (No. 1) Order made on 14th May 2007

6. The provisions set out in the Third Schedule to this Order, being provisions of Part III of the Act adapted and modified for the purposes of this Order, shall apply in relation thereto.

7. Subject to the provisions of this Order, any person who has suffered damage or has incurred expenditure in consequence of any refusal of consent under this Order or of any grant of any such consent subject to conditions, shall, if he makes a claim on the authority within the time and in the manner prescribed by this Order, be entitled to recover from the authority compensation in respect of such damage or expenditure.

Provided that no compensation shall be payable in respect of damage suffered or expenditure incurred by reason of such refusal or grant of consent in the case of any trees the subject of a certificate in accordance with Article 5 of this Order.

8. In assessing compensation payable under the last preceding Article account shall be taken of;

(a) any compensation or contribution which has been paid whether to the claimant or any other person in respect of the same trees under the terms of this or any other Tree Preservation Order under Section 29 of the Act or under the terms of any Interim Preservation Order made under Section 8 of the Town and Country Planning (Interim Development) Act, 1943, or any compensation which has been paid or which could have been claimed under any provision relating to the preservation of trees or protection of woodlands contained in an operative scheme under the Town and Country Planning Act, 1932, and

(b) any injurious affection to any land of the owner which would result from the felling of the trees the subject of the claim.

9. (1) A claim for compensation under this Order shall be in writing and shall be made by serving it on the authority, such service to be effected by delivering the claim at the offices of the authority addressed to the Clerk thereof or by sending it by prepaid post so addressed.

(2) The time within which any such claim shall be made as afore-said shall be a period of twelve months from the date of the decision of the authority, or of the Minister, as the case may be, or where an appeal has been made to the Minister against the decision of the authority, from the date of the decision of the Minister on the appeal.

10. Any question of disputed compensation shall be determined in accordance with the provisions of Section 128 of the Act.

11. Any person contravening the provisions of this Order is guilty of an offence under subsection (1) of Section 62 of the Act and liable on summary conviction to a fine not exceeding fifty pounds; and if in the case of a continuing offence the contravention is continued after conviction he is guilty of a further offence thereunder and liable on summary conviction to an additional fine not exceeding forty shillings for every day on which the contravention is so continued.

12. This Order may be cited as The County of Northumberland.  
(Pottery Bank, Morpeth) Tree Preservation Order, 1967.

Given under the Common Seal of the County Council of the  
Administrative County of Northumberland this 9th day of June,  
1967.

FIRST SCHEDULE

The map referred to is at a scale of 1:2500 and is based on the O.S. Northumberland edition of 1922 sheet No. NL/XIX6 and the area covered by the Order lies approximately  $\frac{3}{4}$  mile north-west of Morpeth and is within the Borough of Morpeth in the County of Northumberland.

Trees specified individually  
(Encircled in black on the map)

| No. on the Map | Description    | Situation                                                                                                                                  |
|----------------|----------------|--------------------------------------------------------------------------------------------------------------------------------------------|
|                |                | The following trees are situated on the northern boundary of field No.73 and are measured from the north-western corner of the said field. |
| T.1            | Oak            | Approximately 54 feet east of the said corner.                                                                                             |
| T.2            | Oak            | Approximately 210 feet east of the said corner.                                                                                            |
| T.3            | Oak            | Approximately 279 feet east of the said corner.                                                                                            |
| T.4            | Ash            | Approximately 430 feet east of the said corner.                                                                                            |
| T.5            | Horse Chestnut | Approximately 18 feet west of the south east corner of field No.149.                                                                       |
| T.6            | Sycamore       | Approximately 28 feet east of the south west corner of field No.144.                                                                       |
| T.7            | Sycamore       | Approximately 65 feet east of the south west corner of field No.144.                                                                       |
| T.8            | Ash            | Approximately 135 feet east of the south west corner of field No.144.                                                                      |
| T.9            | Ash            | Situated in the north-western corner of field No.76.                                                                                       |
| T.10           | Ash            | Approximately 40 feet east of the north western corner of field No.76 on the northern boundary of the said field.                          |
| T.11           | Oak            | Approximately 107 feet west of the south eastern corner of field No.144 on the southern boundary of the said field.                        |
| T.12           | Oak            | Approximately 60 feet west of the south eastern corner of field No.144 on the southern boundary of the said field.                         |
| T.13           | Oak            | Approximately 15 feet east of the south western corner of field No.143 on the southern boundary of the said field.                         |
| T.14           | Oak            | Approximately 52 feet east of the south western corner of field No.143 on the southern boundary of the said field.                         |

| No. on the Map | Description    | Situation                                                                                                           |
|----------------|----------------|---------------------------------------------------------------------------------------------------------------------|
| T.15           | Oak            | Approximately 337 feet east of the south western corner of field No.141 on the southern boundary of the said field. |
| T.16           | Oak            | Approximately 430 feet east of the south western corner of field No.141 on the southern boundary of the said field. |
| T.17           | Horse Chestnut | Approximately 20 feet north west of the south eastern corner of field No.140.                                       |
| T.18           | Oak            | Approximately 20 feet south of the north western corner of field No.77 on the western boundary of the said field.   |
| T.19           | Oak            | Approximately 38 feet south of the north western corner of field No.77 on the western boundary of the said field.   |
| T.20           | Elm            | Approximately 59 feet south of the north western corner of field No.79 on the western boundary of the said field.   |
| T.21           | Oak            | Approximately 116 feet south of the north western corner of field No.79 on the western boundary of the said field.  |
| T.22           | Oak            | Approximately 122 feet south of the north western corner of field No.77 on the western boundary of the said field.  |
| T.23           | Oak            | Approximately 188 feet south of the north western corner of field No.77 on the western boundary of the said field.  |
| T.24           | Oak            | Approximately 228 feet south of the north western corner of field No.77 on the western boundary of the said field.  |
| T.25           | Oak            | Approximately 260 feet south of the north western corner of field No.77 on the western boundary of the said field.  |
| T.26           | Oak            | Approximately 282 feet south of the north western corner of field No.77 on the western boundary of the said field.  |
| T.27           | Oak            | Approximately 308 feet south of the north western corner of field No.77 on the western boundary of the said field.  |
| T.28           | Oak            | Approximately 232 feet south of the north western corner of field No.79 on the western boundary of the said field.  |
| T.29           | Lime           | Approximately 183 feet south of the north western corner of field No.80 on the western boundary of the said field.  |
| T.30           | Ash            | Approximately 240 feet south of the north western corner of field No.80 on the western boundary of the said field.  |

| No. on the Map | Description | Situation                                                                                                          |
|----------------|-------------|--------------------------------------------------------------------------------------------------------------------|
| T.31           | Ash         | Approximately 380 feet south of the north eastern corner of field No.74 on the eastern boundary of the said field. |
| T.32           | Oak         | Approximately 409 feet south of the north eastern corner of field No.74 on the eastern boundary of the said field. |
| T.33           | Oak         | Approximately 363 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.34           | Oak         | Approximately 377 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.35           | Oak         | Approximately 390 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.36           | Lime        | Approximately 340 feet south of the north western corner of field No.80 on the western boundary of the said field. |
| T.37           | Lime        | Approximately 390 feet south of the north western corner of field No.80 on the western boundary of the said field. |
| T.38           | Oak         | Approximately 400 feet south of the north western corner of field No.79 on the western boundary of the said field. |
| T.39           | Oak         | Approximately 445 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.40           | Oak         | Approximately 460 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.41           | Oak         | Approximately 472 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.42           | Oak         | Approximately 502 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.43           | Oak         | Approximately 522 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.44           | Oak         | Approximately 545 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.45           | Oak         | Approximately 560 feet south of the north western corner of field No.77 on the western boundary of the said field. |
| T.46           | Ash         | Approximately 430 feet south of the north western corner of field No.79 on the western boundary of the said field. |

| No. on the Map | Description | Situation                                                                                                                                                              |
|----------------|-------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| T.47           | Ash         | Approximately 590 feet south of the north western corner of field No.79 on the western boundary of the said field.                                                     |
| T.48           | Sycamore    | Approximately 70 feet west of the northern corner of the grounds of East Grange Farm and 480 feet east north east of the south west corner of field No.80.             |
| T.49           | Sycamore    | Approximately 190 feet west south west of the northern corner of the grounds of East Grange Farm and 360 feet east north east of the south west corner of field No.80. |
| T.50           | Lime        | Approximately 90 feet north of the south west corner of field No.80 on the western boundary of the said field.                                                         |
| T.51           | Lime        | Approximately 30 feet north of the south west corner of field No.80 on the western boundary of the said field.                                                         |
| T.52           | Ash         | Approximately 200 feet north of the south western corner of field No.79 on the western boundary of the said field.                                                     |
| T.53           | Oak         | Approximately 35 feet west of the north eastern corner of field No.75 on the northern boundary of the said field.                                                      |
| T.54           | Ash         | Approximately 20 feet south of the north eastern corner of field No.75 on the eastern boundary of the said field.                                                      |
| T.55           | Oak         | Approximately 195 feet west of the north eastern corner of field No.75 on the northern boundary of the said field.                                                     |
| T.56           | Oak         | Approximately 183 feet west of the north eastern corner of field No.75 on the northern boundary of the said field.                                                     |
| T.57           | Oak         | Approximately 240 feet west of the north eastern corner of field No.75 on the northern boundary of the said field.                                                     |
| T.58           | Oak         | Approximately 70 feet south of the north eastern corner of field No.75 on the western boundary of the said field.                                                      |
| T.59           | Oak         | Approximately 150 feet north of the south western corner of field No.77 on the western boundary of the said field.                                                     |
| T.60           | Oak         | Approximately 200 feet north west of the south western corner of field No.76 on the western boundary of the said field.                                                |
| T.61           | Oak         | Approximately 80 feet north west of the south western corner of field No.76 on the western boundary of the said field.                                                 |
| T.62           | Sycamore    | Approximately 55 feet north west of the south western corner of field No.76 on the western boundary of the said field.                                                 |

SECOND SCHEDULE

This Order shall not apply so as to require the consent of the authority to -

- (1) the cutting down of any tree on land which is subject to a forestry dedication covenant where
  - (a) any positive covenants on the part of the owner of the land contained in the same deed as the forestry dedication covenant and at the time of the cutting down binding on the then owner of the land are fulfilled;
  - (b) the cutting down is in accordance with a plan of operations approved by the Forestry Commission under such deed;
- (2) the cutting down of any tree which is in accordance with a plan of operations approved by the Forestry Commission under the approved woodlands scheme.
- (3) the cutting down, topping or lopping of a tree
  - (a) which is dying or dead or has become dangerous;
  - (b) in compliance with an obligation imposed by or under an Act of Parliament;
  - (c) for the purpose of preventing or abating a nuisance;
  - (d) in pursuance of the power conferred on the Postmaster General by virtue of Section 5 of the Telegraph (Construction) Act, 1908;
  - (e) by or at the request of -
    - (i) a statutory undertaker where the land on which the tree is situated is operational land as defined by the Act and either works on such land cannot otherwise be carried out or the cutting down, topping or lopping is for the purpose of securing safety in the operation of the undertaking;
    - (ii) an electricity board within the meaning of the Electricity Act, 1947 where such tree obstructs the construction by the Board of any main transmission line or other electric line within the meaning respectively of the Electricity (Supply) Act, 1919 and the Electric Lighting Act, 1882 or interferes or would interfere with the maintenance or working of any such line ; or
  - (f) where immediately required for the purpose of carrying out development authorised by a planning permission granted on an application made under Part III of the Act, or deemed to have been so granted for any of the purposes of that Part;
  - (g) which is a fruit tree cultivated for fruit production growing or standing on land comprised in an orchard or garden.

### THIRD SCHEDULE

Provisions of the following parts of Part III of the Act as adapted and modified to apply to this Order.

Reference  
of appli-  
cations  
to the  
Minister.

22. (1) The Minister may give directions to the authority requiring applications for consent under the Order to be referred to him instead of being dealt with by the authority.

(2) A direction under this section may relate either to a particular application or to applications of a class specified in the direction.

(3) Any application in respect of which a direction under this section has effect shall be referred to the Minister accordingly.

(4) Where an application for consent under the Order is referred to the Minister under this section, the provisions of Articles 4 and 5 of the Order shall apply as they apply to an application which falls to be determined by the authority.

(5) Before determining an application referred to him under this section the Minister shall, if either the applicant or the authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by the Minister for the purpose.

(6) The decision of the Minister on any application referred to him under this section shall be final.

Appeals  
against  
decisions.

23. (1) Where an application is made to the authority for consent under the Order and that consent is refused by that authority or is granted by them subject to conditions, or where any certificate is given by the authority, the applicant, if he is aggrieved by their decision on the application, or by any such certificate, may by notice under this section appeal to the Minister.

(2) A notice under this section shall be served in writing within twenty-eight days from the receipt of notification of the decision, or certificate, as the case may be, or such longer period as the Minister may allow.

(4) Where an appeal is brought under this section from a decision, or certificate of the authority, the Minister, subject to the following provisions of this section, may allow or dismiss the appeal, or may reverse or vary any part of the decision of the authority, whether the appeal relates to that part thereof or not, or may cancel any certificate, and may deal with the application as if it had been made to him in the first instance.

(5) Before determining an appeal under this section, the Minister shall, if either the appellant or the authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by the Minister for the purpose.

(7) The decision of the Minister on any appeal under this section shall be final.

Appeal in  
default of  
decision.

24. Where an application for consent under the Order is made to the authority, then unless within two months from the date of receipt of the application or within such extended period as may at any time be agreed upon in writing between the applicant and the authority, the authority either -

(a) give notice to the applicant of their decision on the application; or

- (b) give notice to him that the application has been referred to the Minister in accordance with directions given under Section 22 of this Act;

the provisions of the last preceding section shall apply in relation to the application as if the consent to which it relates had been refused by the authority, and as if notification of their decision had been received by the applicant at the end of the said period of two months, or at the end of the said extended period, as the case may be.

Power to  
revoke or  
modify the  
consent  
under the  
order.

27. (1) If it appears to the authority that it is expedient to revoke or modify any consent under the Order granted on an application made under Article 3 of the Order, the authority may by order revoke or modify the consent to such extent as they consider expedient.

(2) An order under this section shall not take effect unless it is confirmed by the Minister; and the Minister may confirm any such order submitted to him either without modification or subject to such modifications as he considers expedient.

(3) Where an authority submit an order to the Minister for his confirmation under this section, the authority shall furnish the Minister with a statement of their reason for making the order and shall serve notice on the owner of the land affected, and on any other person who in their opinion will be affected by the order, and if within the period of twenty-eight days from the service thereof any person on whom the notice is served so requires, the Minister, before confirming the order, shall afford to that person, and to the authority, an opportunity of appearing before, and being heard by, a person appointed by the Minister for the purpose.

(4) The power conferred by this section to revoke or modify a consent may be exercised at any time before the operations for which consent has been given have been completed.

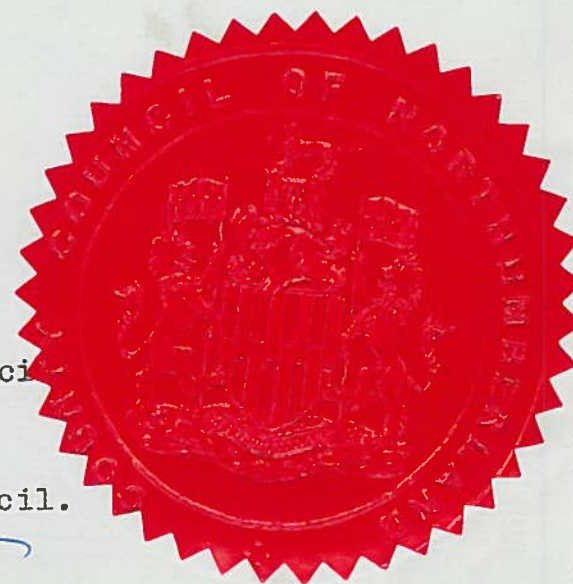
Provided that the revocation or modifications of consent shall not affect so much of those operations as has been previously carried out.

(5) Where a Notice has been served in accordance with the provisions of subsection (3) of this section, no operations or further operations as the case may be, in pursuance of the consent granted, shall be carried out pending the decision of the Minister under subsection (2) of this Section.

THE COMMON SEAL of the County  
Council of the Administrative  
County of Northumberland was  
hereunto affixed in the  
presence of :-

Chairman of the County Council

Clerk of the County Council.



COUNTY OF KANE

STATE OF ARIZONA

IN SENATE

THE  
COUNTY OF KANE  
SUPERVISOR  
1961

1961

**FOR REFERENCE  
PURPOSES ONLY  
NOT TO BE REPRODUCED**

**Northumberland**  
**COUNTY COUNCIL**

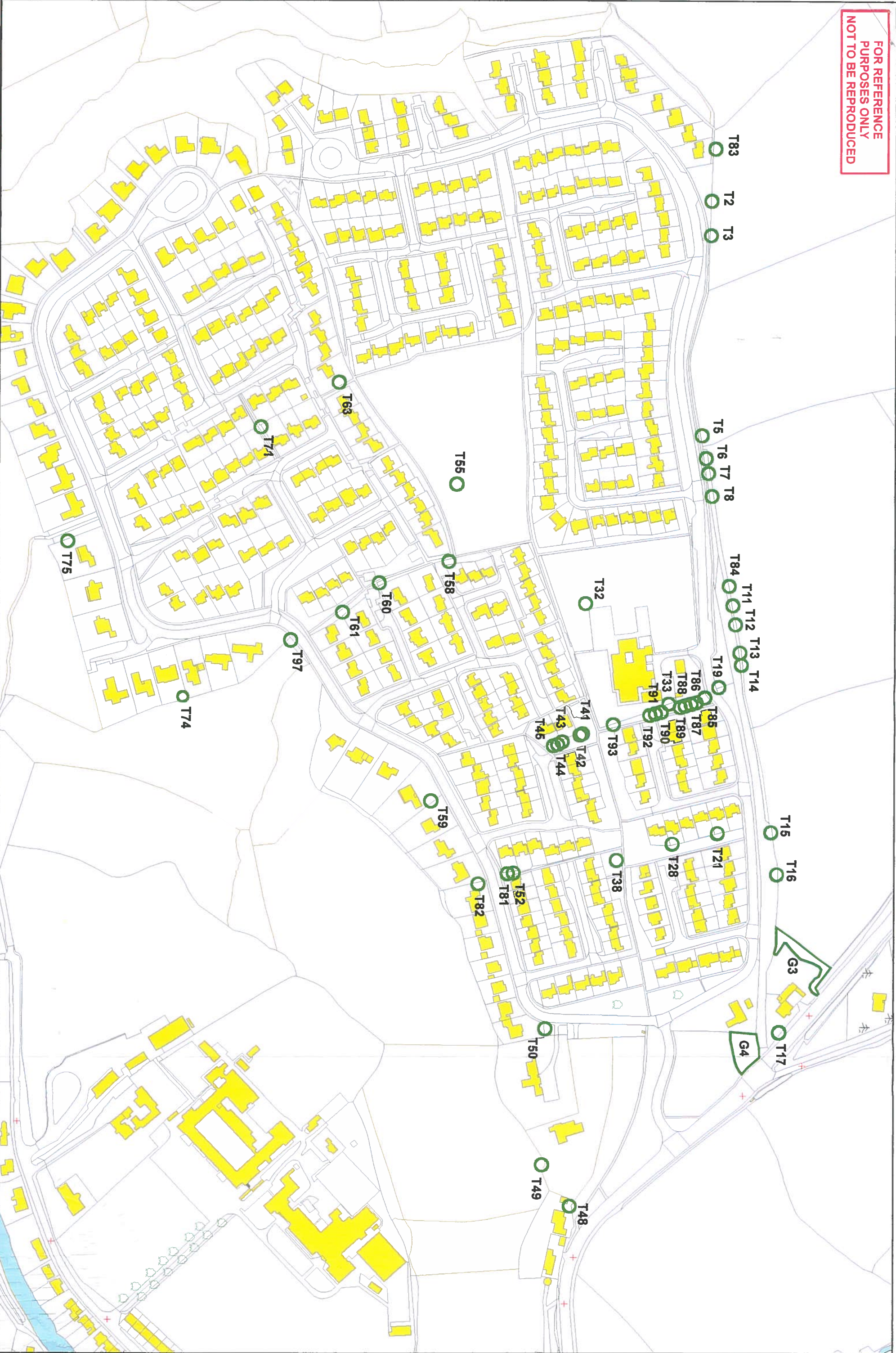
**TPO 58 Review**  
**Pottery Bank, Morpeth**

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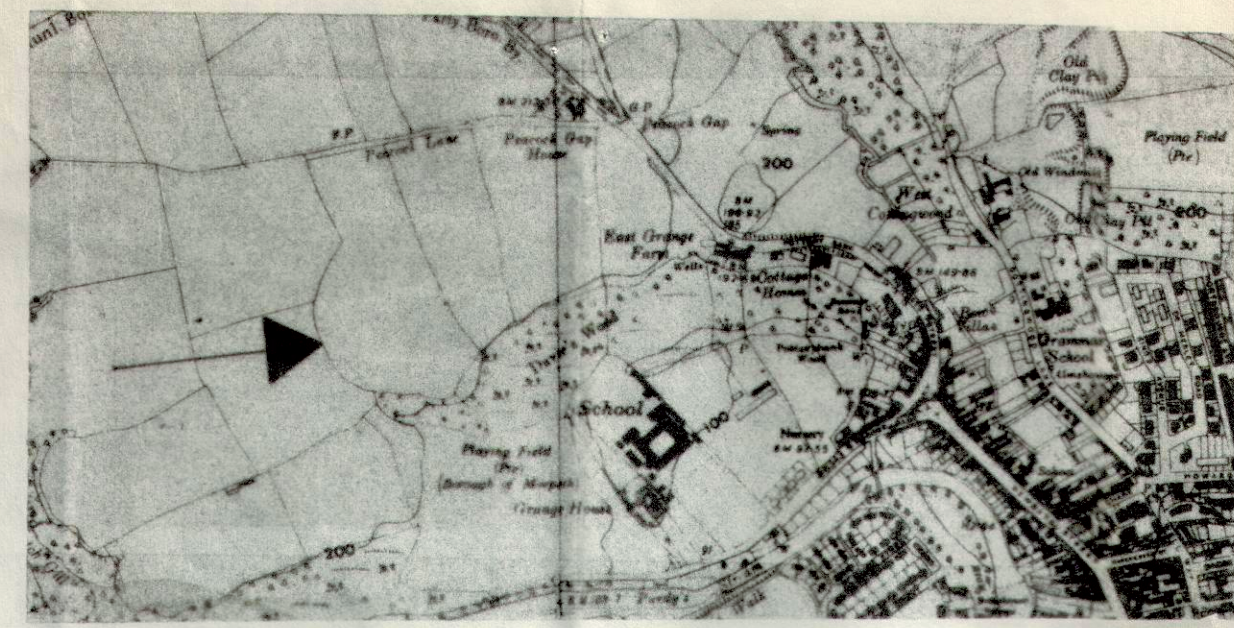
NORTHUMBERLAND COUNTY COUNCIL - O.S. Licence No. LA06775

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|---------------------|-------------------|-----------|--------------|
| DATE:<br>April 2007 | SCALE:<br>1:2,750 | AT:<br>A3 | DRAWN:<br>BM |
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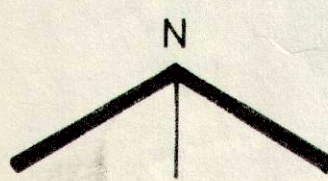
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SL



SCALE 1 : 2,500



THE COUNTY OF NORTHUMBERLAND.  
(POTTERY BANK, MORPETH.)  
TREE PRESERVATION ORDER, 1967.

J.B. ROSS F.R.I.C.S., M.T.P.I.  
COUNTY PLANNING OFFICER.

DRG. NO. LA/TPO/686.