

COUNTY OF CHESTER.

TOWN AND COUNTRY PLANNING ACT, 1947

THE HIGHER LANE (LYMM)
TREE PRESERVATION ORDER, 1951

THE COUNTY COUNCIL OF THE ADMINISTRATIVE COUNTY OF CHESTER (in this Order called "the authority") in pursuance of the powers conferred in that behalf by Section 28 of the Town and Country Planning Act, 1947 (hereinafter called "the Act"), hereby make the following Order (which may be cited by the name appearing in the title hereof) :—

1. In this Order "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.
2. Subject to the exemptions specified in the Second Schedule to this Order, no person shall, except with the consent of the authority cut down, top, lop, or wilfully destroy or cause or permit the cutting down, topping, lopping, or wilful destruction of any of the trees or any of the trees contained in the groups specified in the First Schedule hereto, shown numbered and coloured green and red respectively on the map annexed hereto; which map shall 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 paragraph 2 of this Order shall be in writing stating the reasons for making the application, and shall specify the trees to which the application relates, and the operations for the carrying out of which consent is required, and where necessary for the identification of such trees shall be accompanied by a map or plan of a size or on a scale sufficient for the purpose.
- 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 and the decision of the authority thereon, and every such register shall be available for inspection by the public at all reasonable hours.
5. The provisions set out in the Third Schedule to this Order, being the provisions of Part III of the Act as adapted and modified for the purposes of this Order, shall apply in relation to any application made to the authority for consent under the Order and to any decision of the authority thereon.

FIRST SCHEDULE

Trees and Groups of Trees adjacent to Higher Lane in Lymm Ward of the Lymm Urban District.

| No. on Plan | Description of Trees | Situation |
|-------------|----------------------|-----------------------------------------------------------------------|
| T. 1 | } Lombardy Poplars | 15 Higher Lane |
| T. 2 | | |
| T. 3 | | |
| T. 4 | | |
| T. 5 | 1 Chestnut | 19 Higher Lane |
| T. 6 | 1 Beech | On east side of Crouchley Lane at the junction with Higher Lane |
| T. 7 | 1 Sycamore | In front of No. 1 Manor Road |
| T. 8 | 1 Hazel | In front of 18 Higher Lane |
| T. 9 | 1 Sycamore | Back of Lymm Urban District Council Reservoir |
| T. 10 | 1 Silver Birch | Front of Lymm Urban District Council Reservoir |
| T. 11 | 1 Wych Elm | 27 Higher Lane |
| T. 12 | } Chestnuts | Grounds of Baptist Chapel |
| T. 13 | | |
| T. 14 | | |
| T. 15 | | |
| T. 16 | 1 Beech | |
| T. 17 | 1 Oak | Hedge between Central Garage and 47 Higher Lane |
| T. 18 | } Sycamores | 47 Higher Lane |
| T. 19 | | |
| T. 20 | | |
| T. 21 | 2 Firs | |
| T. 22 | } Fruit Trees | Garden of 49 Higher Lane |
| T. 23 | | |
| T. 24 | 1 Cherry Tree | Garden of 40 Higher Lane |
| T. 25 | } Laburnums | Garden of 42 Higher Lane |
| T. 26 | | |
| T. 27 | | |
| T. 28 | 2 Firs | |
| T. 29 | } Beech | } Garden of 51 Higher Lane |
| T. 30 | | |
| T. 31 | | |
| T. 32 | } Sycamores | West side of Tower Lane |
| T. 33 | | |
| T. 34 | | |
| T. 35 | | |
| T. 36 | } Cherries | Garden of 55 Higher Lane |
| T. 37 | | |
| T. 38 | } Thorn | Garden of 50 Higher Lane |
| T. 39 | | |
| T. 40 | | |
| T. 41 | 1 Beech | Land on west side of junction of Grammar School Road with Higher Lane |
| T. 42 | } Sycamores | Garden of 54 Higher Lane |
| T. 43 | | |
| T. 44 | | |
| T. 45 | | |
| T. 46 | } Chestnuts | Garden of 56 Higher Lane |
| T. 47 | | |
| T. 48 | | |