

LANCASHIRE COUNTY COUNCIL

TREE PRESERVATION ORDER,

1954 No.4

Relating to the Preservation
of Trees, Groups of Trees
and Woodlands in the western
part of the Borough of
Rawtenstall

T2/E

complete
order:

first, second
& third
schedule

County Hall,
PRESTON.

LANCASHIRE COUNTY COUNCIL.

TOWN AND COUNTRY PLANNING ACT, 1947

THE LANCASHIRE COUNTY COUNCIL (RAWTENSTALL
MUNICIPAL BOROUGH) TREE PRESERVATION ORDER,
1954, NO.4.

THE LANCASHIRE COUNTY COUNCIL (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, and subject to the provisions of Section 13 of the Forestry Act, 1951, hereby make the following Order:-

1. In this Order -

"the Act" means the Town and Country Planning Act, 1947;
"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 or in a woodland therein specified, the position of which trees, groups of trees and woodlands is defined in the manner indicated in the said First Schedule on the eight Maps, numbered 1 to 8, marked "The Lancashire County Council (Rawtenstall Municipal Borough) Tree Preservation Order, 1954, No. 4", signed by the Clerk of the Authority and deposited for inspection at the office of the Clerk of the County Council, County Hall, Preston, and certified copies of which have been similarly deposited at the office of the Town Clerk, Town Hall, Rawtenstall, which maps shall, for the purpose of such definition as aforesaid, prevail where any ambiguity arises between them 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.

Provided that where the application relates to any woodland specified in the first Schedule to this Order the authority shall grant consent so far as accords with the principles of good forestry, except where, in the opinion of the authority, it is necessary in the interests of amenity to maintain the special character of the woodland or the woodland character of the area, and shall not impose conditions on such consent requiring replacement or replanting.

(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 any directions as to replanting of woodlands; 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 or 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) in the case of trees other than trees comprised in woodlands, that the trees have an outstanding or special amenity value.

6. - (1) Where consent is granted under this Order to fell any part of a woodland then unless -

- (a) such consent is granted for the purpose of enabling development to be carried out in accordance with a permission to develop land under Part III of the Act, or
- (b) the authority with the approval of the Minister dispense with replanting,

the authority shall give to the owner of the land on which that part of the woodland is situated a direction in writing specifying the manner in which and the time within which he shall replant such land and where such a direction is given and the part is felled the owner shall subject to the provisions of this Order replant the said land in accordance with the direction.

(2) Any direction given under paragraph (1) of this Article may include requirements as to -

- (a) species;
- (b) number of trees per acre;
- (c) the erection and maintenance of fencing necessary for protection of the replanting;
- (d) the preparation of ground, draining, removal of brushwood, lop and top; and
- (e) protective measures against fire.

7. 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.

8. 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.

9. In assessing compensation payable under the last preceding Article or under Section 22 of the Act as applied by this Order account shall be taken of:

- (a) any compensation or contribution which has been paid in respect of the same trees under the terms of this or any other Tree Preservation Order under Section 28 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.

10. - (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 aforesaid 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.

11. Any question of disputed compensation shall be determined in accordance with the provisions of Section 110 of the Act.

12. Any person contravening the provisions of this Order is guilty of an offence under subsection (6) of Section 28 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.

FIRST SCHEDULE.

TREES SPECIFIED INDIVIDUALLY.

(Encircled in black on maps)

Number on Map.	Description of Trees.	Situation	
		Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929)	Map No.
		<u>In the Municipal Borough of Rawtenstall.</u>	
T.1	Beech	In Plot No. 2414	1
T.2	Sycamore	" " " "	1
T.3	Sycamore	In Plot No. 2372	1
T.4	Sycamore	In Plot No. 2372	1
T.4	Sycamore	" " " "	1
T.5	Sycamore	" " " "	1
T.6	Beech	In Plot No. 2403	1
T.7	Sycamore	In Plot No. 2372	1
T.8	Sycamore	" " " "	1
T.9	Sycamore	In Plot No. 2333	2
T.10	Sycamore	" " " "	2
T.11	Sycamore	" " " "	2
T.12	Ash	In Plot No. 2341	2
T.13	Elm	" " " "	2
T.14	Sycamore	In Plot No. 2321	2
T.15	Ash	In Plot No. 2302	2
T.16	Ash	In Plot No. 2321	2
T.17	Sycamore	" " " "	2
T.18	Beech	" " " "	2
T.19	Beech	" " " "	2
T.20	Sycamore	In Plot No. 2256	2
T.21	Sycamore	In Plot No. 2256	2
T.22	Sycamore	In Plot No. 2259	2
T.23	Ash	In Plot No. 2259	2
T.24	Ash	In Plot No. 2266	2
T.25	Sycamore	In Plot No. 2271	2
T.26	Sycamore	" " " "	2
T.27	Sycamore	In Plot No. 2273	2

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation.		Map No.
		Plot Nos. referred to are	Ordnance Survey Plot Nos.	
		on 25 inch sheets, Lancashire LXXII -1, 5, 9, 13, and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).		
		<u>In the Municipal Borough of Rawtenstall.</u>		
T.28	Ash	In Plot No.	2273	2
T.29	Sycamore	" " "	" "	2
T.30	Sycamore	In Plot No.	2261	2
T.31	Sycamore	" " "	" "	2
T.32	Sycamore	In Plot No.	2242	2
T.33	Sycamore	" " "	" "	2
T.34	Sycamore	" " "	" "	2
T.35	Ash	" " "	" "	2
T.36	Ash	In Plot No.	2237a	2
T.37	Lime	In Plot No.	2242	2
T.38	Elm	" " "	" "	2
T.39	Sycamore	In Plot No.	2242	2
T.40	Sycamore	In Plot No.	2178	2
T.41	Sycamore	" " "	" "	2
T.42	Sycamore	" " "	" "	2
T.43	Sycamore	In Plot No.	2236	2
T.44	Ash	" " "	" "	2
T.45	Ash	In Plot No.	2179	2
T.46	Ash	" " "	" "	2
T.47	Ash	In Plot No.	2180	2
T.51	Ash	In Plot No.	2134	2
T.52	Sycamore	" " "	" "	2
T.53	Sycamore	" " "	" "	2
T.54	Sycamore	" " "	" "	2
T.55	Ash	" " "	" "	2

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	<u>Situation.</u> Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	Map No
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In the Municipal Borough of Rawtenstall

T.56	Sycamore	In Plot No. 2134	2
T.57	Ash	" " " "	2
T.58	Sycamore	" " " "	2
T.59	Ash	" " " "	2
T.60	Sycamore	Near Stone Holme Mill	2
T.61	Sycamore	In Plot No. 1542	2
T.62	Sycamore	" " " "	2
T.63	Sycamore	Near Stone Holme Mill	2
T.64	Ash	Near North View	2
T.65	Sycamore	In Plot No. 1551	2
T.66	Sycamore	In Plot No. 1523	3
T.67	Ash	In Plot No. 1514	3
T.68	Ash	" " " "	3
T.69	Sycamore	" " " "	3
T.70	Sycamore	" " " "	3
T.71	Sycamore	" " " "	3
T.72	Sycamore	" " " "	3
T.73	Elm	" " " "	3
T.74	Elm	" " " "	3
T.75	Sycamore	" " " "	3
T.76	Sycamore	" " " "	3
T.77	Sycamore	In Plot No. 1511	3
T.78	Ash	" " " "	3
T.79	Ash	In Plot No. 1551	3
T.80	Ash	" " " "	3
T.81	Rowan	" " " "	3

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation		Map No.
		Plot Nos. referred to are	Ordnance Survey Plot Nos.	
		on 25 inch sheets, Lancashire LXXII- 1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXX-1 (Edition of 1929).		
		<u>In the Municipal Borough of Rawtenstall</u>		
T.82	Elm	In Plot No.	1511	3
T.83	Ash	In Plot No.	1551	3
T.84	Ash	In Plot No.	1511	3
T.85	Sycamore	" " " "		3
T.86	Sycamore	" " " "		3
T.87	Sycamore	" " " "		3
T.88	Sycamore	In Plot No.	1511	3
T.89	Sycamore	" " " "	1551	3
T.90	Sycamore	In Plot No.	1551	3
T.91	Sycamore	" " " "		3
T.92	Sycamore	" " " "		3
T.93	Ash	In Plot No.	1505	3
T.94	Sycamore	In Plot No.	1551	3
T.95	Sycamore	" " " "		3
T.96	Sycamore	" " " "		3
T.97	Sycamore	In Plot No.	1505	3
T.98	Sycamore	In Plot No.	1551	3
T.99	Sycamore	In Plot No.	1523	3
T.100	Ash	In Plot No.	1525	3
T.101	Lime	Near Oddfellows Hall		3
T.102	Ash	In Plot No.	1461	3
T.103	Sycamore	In Plot No.	1528	3
T.104	Poplar	Near P.M. Church		3
T.105	Sycamore	In Plot No.	1461	3
T.106	Oak	In Plot No.	1462	3
T.107	Sycamore	" " " "		3
T.108	Sycamore	" " " "		3
T.109	Beech	In Plot No.	1474	3

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation.		Map No.
		Plot Nos.	referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930 and LXXIX-4 and LXXX-1 (Edition of 1929).	
		<u>In the Municipal Borough of Rawtenstall</u>		
T.110	Sycamore	In Plot No.	1474	3
T.111	Sycamore	In Plot No.	1462	3
T.112	Ash	In Plot No.	1465	3
T.113	Elm	In Plot No.	1452	3
T.114	Sycamore	" " " "		3
T.115	Sycamore	" " " "		3
T.116	Horse Chestnut	In Plot No.	1446	3
T.117	Horse Chestnut	" " " "		3
T.118	Lime	" " " "		3
T.119	Sycamore	In Plot No.	1487	3
T.120	Sycamore	" " " "		3
T.121	Sycamore	" " " "	1487	3
T.122	Sycamore	In Plot No.	1496	3
T.123	Ash	In Plot No.	1456	3
T.124	Ash	In Plot No.	1454	3
T.125	Sycamore	In Plot No.	1452	3
T.126	Sycamore	" " " "		3
T.127	Sycamore	" " " "		3
T.129	Birch	In Plot No.	1438a	3
T.130	Sycamore	" " " "		3
T.131	Sycamore	" " " "		3
T.132	Beech	In Plot No.	1428	3
T.133	Ash	In Plot No.	1429	3
T.134	Sycamore	" " " "		3
T.136	Ash	In Plot No.	1444	3
T.137	Sycamore	" " " "		3
T.138	Sycamore	" " " "	1438	3

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation		Map No.
		Plot Nos. referred to are	Ordnance Survey Plot Nos.	
		on 25 inch sheets, Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).		
<u>In the Municipal Borough of Rawtenstall.</u>				
T.139	Sycamore	In Plot No.	1451	3
T.140	Sycamore	" " "	"	3
T.141	Sycamore	In Plot No.	1352	3
T.142	Sycamore	" " "	"	3
T.143	Sycamore	" " "	"	3
T.144	Sycamore	" " "	"	3
T.145	Sycamore	In Plot No.	1442	3
T.146	Sycamore	" " "	"	3
T.147	Ash	In Plot No.	1435	3
T.148	Sycamore	" " "	"	3
T.149	Sycamore	" " "	"	3
T.150	Sycamore	" " "	"	3
T.151	Sycamore	In Plot No.	1436	3
T.152	Sycamore	In Plot No.	1369	3
T.153	Sycamore	" " "	"	3
T.154	Sycamore	" " "	"	3
T.155	Sycamore	" " "	"	3
T.156	Sycamore	" " "	"	3
T.157	Sycamore	" " "	"	3
T.158	Rowan	In Plot No.	1366	3
T.159	Sycamore	In Plot No.	1352a	3
T.160	Elm	" " "	"	3
T.161	Sycamore	" " "	"	3
T.162	Ash	In Plot No.	1383	3
T.163	Ash	In Plot No.	1316	4
T.164	Sycamore	In Plot No.	1285	4

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FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation. Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI- 16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall</u>			
T.165	Elm	In Plot No. 1316	4
* T.166	Lime	In Plot No. 1315	4
T.167	Sycamore	In Plot No. 1322a	4
T.168	Sycamore	In Plot No. 1323	4
T.169	Sycamore	In Plot No. 1291a	4
T.170	Ash	In Plot No. 1291a	4
<i>See notes by cc 2/1/42 - see to be follow</i> T.171	Sycamore	In Plot No. 1284b	4
T.172	Sycamore	" " " "	4
T.173	Sycamore	In St. Paul's Churchyard	4
T.174	Sycamore	In Plot No. 1284b	4
T.175	Sycamore	To South-South East of St. Paul's Church.	4
T.176	Sycamore	In Plot No. 1284	4
T.177	Ash	In Plot No. 1237	4
T.178	Ash	" " " 1235	4
T.179	Ash	" " " "	4
T.180	Ash	Near Collinge Fold	4
T.181	Ash	In Plot No. 1289	4
T.182	Ash	" " " "	4
T.183	Sycamore	In Plot No. 1242	4
T.184	Sycamore	In Plot No. 1244	4
T.185	Sycamore	" " " "	4
T.186	Sycamore	In Plot No. 1284	4
T.187	Sycamore	" " " "	4
T.188	Sycamore	On southern side of Hollin Lane	4
T.189	Ash	In Plot No. 1244	4
T.190	Sycamore	" " " "	4
T.191	Sycamore	" " " 1239	4

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation	
		Plot Nos. referred to are	Map No.
		Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	
		<u>In the Municipal Borough of Rawtenstall</u>	
T.192	Beech	Near Holmefield	4
T.193	Beech	" "	4
T.194	Sycamore	E. of Plot 1172	4
T.196	Ash	In Plot No. 1112	4
T.197	Sycamore	" " " "	4
T.198	Chestnut	In Plot No. 1111	4
T.199	Ash	" " " "	4
T.201	Chestnut	" " " "	4
T.202	Sycamore	In Plot No. 1115	4
T.203	Sycamore	" " " "	4
T.204	Ash	In Plot No. 1111	4
T.205	Beech	On North side of Haslingden New Road above Egypt Terrace.	4
T.206	Ash	In Plot No. 1115	4
T.207	Ash	On North side of Haslingden New Road above Egypt Terrace.	4
T.208	Ash	In Plot No. 1135	4
T.211	Ash	" " " 465	5
T.212	Ash	" " " 465	5
T.213	Ash	" " " 465	5
T.214	Sycamore	" " " 407	5
T.215	Sycamore	" " " "	5
T.216	Alder	In Plot No. 403	5
T.217	Ash	In Plot No. 405	5
T.218	Ash	In Plot No. 207	5
T.219	Ash	" " " "	5
T.220	Ash	" " " "	5

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation	
		Plot Nos. referred to are	Ordnance Survey Plot Nos.
		on 25 inch sheets, Lancashire LXXII- 1, 5, 9, 13 and LXIV - 13 and LXXI - 16 (Edition of 1930) and LXXIX 4 and LXXX - LXXX-1 (Edition of 1929).	
		<u>In the Municipal Borough of Rawtenstall</u>	
T.221	Sycamore	In Plot No. 207	5
T.222	Sycamore	" " " 204	5
T.223	Ash	In Plot No. 318	5
T.224	Sycamore	In Plot No. 405	5
T.225	Ash	" " " "	5
T.226	Sycamore	" " " "	5
T.227	Sycamore	In Plot No. 258	5
T.228	Ash	Townsend Fold Mill	5
T.229	Elm	" " " "	5
T.230	Ash	In Plot No. 398	5
T.231	Ash	" " " "	5
T.232	Sycamore	" " " "	5
T.233	Sycamore	" " " "	5
T.234	Sycamore	" " " "	5
T.235	Sycamore	" " " "	5
T.236	Sycamore	In Plot No. 397	5
T.237	Weeping Ash	" " " "	5
T.239	Sycamore	In Plot No. 385	5
T.240	Sycamore	In Plot No. 385	5
T.241	Sycamore	" " " "	5
T.242	Sycamore	" " " 307	5
T.243	Sycamore	Duckworth Hall	5
T.244	Sycamore	" "	5
T.245	Sycamore	In Plot No. 328	5
T.246	Sycamore	In Plot No. 337	5
T.247	Sycamore	" " " "	5
T.248	Sycamore	" " " "	5

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation.	
		Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV - 13 and LXXI - 16 (Edition of 1930) and LXXIX - 4 and LXXX - 1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall</u>			
T.249	Ash	In Plot No. 341	5
T.250	Ash	In Plot No. 293	5
T.251	Sycamore	" " " "	5
T.252	Sycamore	" " " "	5
T.253	Sycamore	In Plot No. 288	5
T.254	Sycamore	In Plot No. 289	5
T.255	Sycamore	" " " "	5
T.256	Alder	In Plot No. 281	5
T.257	Alder	In Plot No. 281	5
T.258	Sycamore	In Plot No. 282	5
T.259	Alder	" " " "	5
T.260	Sycamore	" " " "	5
T.261	Sycamore	" " " "	5
T.262	Sycamore	In Plot No. 287	5
T.263	Sycamore	" " " 235	5
T.264	Sycamore	" " " "	5
T.265	Sycamore	" " " "	5
T.266	Sycamore	In Plot No. 295	5
T.267	Ash	In Plot No. 208	5
T.268	Sycamore	" " " "	5
T.269	Oak	In Plot No. 216	5
T.270	Birch	In Plot No. 226	5
T.271	Birch	" " " "	5
T.272	Ash	" " " "	5
T.273	Ash	In Plot No. 220	5
T.274	Sycamore	In Plot No. 219	5

Number on Map.	Description of Trees.	Situation. Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV - 13 and LXXI - 16 (Edition of 1930) and LXXIX - 4 and LXXX - 1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall.</u>			
T.275	Ash	In Plot No. 211	5
T.276	Ash	In Plot No. 220	5
T.277	Ash	In Plot No. 224	5
T.278	Sycamore	In Plot No. 219	5
T.279	Ash	In Plot No. 224	5
T.280	Sycamore	" " " "	5
T.281	Sycamore	" " " "	5
T.283	Lime	In Plot No. 222	5
T.284	Lime	In Plot No. 222	5
T.285	Ash	In Plot No. 120	5
T.286	Ash	In Plot No. 293a	5
T.287	Sycamore	In Plot No. 113	6
T.288	Sycamore	" " " "	6
T.289	Sycamore	" " " "	6
T.290	Alder	In Plot No. 128	6
T.291	Alder	" " " "	6
T.292	Ash	In Plot No. 164	7
T.293	Ash	" " " "	7
T.294	Ash	" " " "	7
T.295	Ash	" " " "	7
T.296	Ash	" " " "	7
T.297	Ash	In Plot No. 203	7
T.298	Sycamore	" " " "	7
T.299	Alder	" " " "	7
T.300	Sycamore	In Plot No. 204	7
T.301	Sycamore	" " " "	7
T.302	Sycamore	In Plot No. 127	8

Number on Map.	Description of Trees.	Situation.	
		Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV - 13 and LXXI - 16 (Edition of 1930) and LXXIX - 4 and LXXX - 1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall.</u>			
T.303	Ash	In Plot No. 127	8
T.304	Sycamore	In Plot No. 138	8
T.305	Sycamore	" " " "	8
T.306	Oak	In Plot No. 127	8

TREES SPECIFIED BY REFERENCE TO AN AREA
(Coloured orange and within a dotted black line on the maps).

Number on Map.	Description of Trees.	Situation.	
		Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV - 13 and LXXI - 16 (Edition of 1930) and LXXIX - 4 and LXXX - 1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall.</u>			
A.1.	The 1 lime and 17 sycamore trees standing in the roadside belt numbered A.1 on the map.	This land is on the south side of Short Clough Lane.	3
A.2	The 1 birch and 9 sycamore trees standing in the roadside belt numbered A. 2 on the map.	In Plot No. 1451	3
A.3	The 29 sycamore 1 ash, 1 horse chestnut, 2 lime and 3 elm trees standing in the roadside belt numbered A.3 on the map.	In Plot No. 120	5
A.4	The 43 sycamore, 4 elm, 4 lime, 1 oak and 2 ash trees standing in the parkland numbered A.4 on the map.	In Plot No. 118A	6

FIRST SCHEDULE (Continued)

GROUPS OF TREES.
(Coloured red and within a broken
black line on the maps)

Number on Map.	Description of Trees.	Situation.		Map No.
		Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).		
		<u>In the Municipal Borough of Rawtenstall.</u>		
X G.1	Group consisting of 3 sycamore.	In Plot No.	2372	1
G.2	Group consisting of 4 sycamore.	" " "	2334	2
G.3	Group consisting of 1 lime 10 sycamore.	" " "	2352	2
G.4	Group consisting of 2 Sweet Chest- nut 2 Elm, 2 Sycamore.	" " "	2348	2
G.5	Group consisting of 3 Chestnut, 2 Ash.	" " "	2354	2
G.6	Group consisting of 12 Oak, 6 Ash 1 Birch, 1 Alder.	" " "	2354	2
G.7	Group consisting of 3 Ash, 2 Beech 2 Chestnut, 6 Elm, 6 Sycamore.	" " "	2342	2
G.8	Group consisting of 4 Sycamore, 2 Lime, 3 Chestnut.	" " "	2348	2
G.9	Group consisting of 5 Sycamore.	" " "	2321	2
G.10	Group consisting of 4 Sycamore.	In Plots	Nod. 2256 and 2258	2
G.11	Group consisting of 11 Sycamore.	In Plot No.	2237	2
G.12	Group consisting of 1 Beech, 1 Sycamore, 1 Lime.	Near the Vicarage on Burnley Road.		2
G.13	Group consisting of 4 Sycamore.	In Plot No.	2201	2
G.15	Group consisting of 15 Sycamore 4 Lime 2 Ash, 1 Cherry.	West side of Burnley Road near North View.		2 & 3
G.16	Group consisting of 3 Ash, 2 Sycamore 1 Rowan.	In Plot No.	2134	2

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation.		Map No.
		Plot Nos. referred to are	Ordinance Survey Plot Nos.	
		on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).		
		<u>In the Municipal Borough of Rawtenstall.</u>		
G.17	Group consisting of 4 Sycamore, 1 Ash.	In Plot No. 1525a		3
G.18	Group consisting of 3 Sycamore.	" " " 1514		3
G.19	Group consisting of 3 Sycamore, 1 Ash.	" " " 1514		3
G.20	Group consisting of 1 Elm, 1 Sycamore, 1 Ash.	" " " 1514		3
G.21	Group consisting of 4 Sycamore.	" " " 1511		3
G.22	Group consisting of 9 Sycamore, 4 Elm, 2 Lime.	" " " 1528		3
G.23	Group consisting of 10 Sycamore.	" " " 1527		3
G.24	Group consisting of 9 Sycamore, 1 Holly	Just to the north-west of Victoria Mill.		3
G.25	Group consisting of 11 Lime.	North of the Vicarage above Shortclough Reservoir.		3
G.26	Group consisting of 4 Sycamore.	In Plots Nod. 1481 and 1486		3
G.27	Group consisting of 4 Sycamore.	" " " 1486 and 1487		3
G.28	Group consisting of 7 Sycamore.	" " No. 1463		3
G.29	Group consisting of 4 Lime.	To the south-east of St. John's Church, below Victoria Mill.		3
G.30	Group consisting of 6 Lime, 3 Sycamore.	To the East of St. John's Church, below Victoria Mill		3
G.31	Group consisting of 4 Sycamore.	To the South-east of Rake Foot Bridge.		3
G.32	Group consisting of 17 Sycamore.	Immediately South of Group 31		3
G.33	Group consisting of 5 Sycamore, 1 Poplar.	On Eastern side of Burnley Road near Rake Foot Mill.		3

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation.	
		Plot Nos. referred to are	Map No.
		Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	
		<u>In the Municipal Borough of Rawtenstall.</u>	
G.34	Group consisting of 9 Sycamore.	On Eastern side of Burnley Road, to the South of Rake Foot Mill.	3
G.35	Group consisting of 7 Lime, 2 Sycamore	In Plot No. 1446 to the North-east of Crawshaw Hall.	3
G.37	Group consisting of 6 Elm, 2 Sycamore.	On the Northern side of the Burnley Road entrance to Short Clough Lane.	3
G.38	Group consisting of 5 Sycamore, 2 Ash.	In Plot No. 1475	3
G.40	Group consisting of 3 Sycamore.	" " " 1426	3
G.41	Group consisting of 15 Sycamore, 2 Oak, 1 Ash.	In Plots Nod. 1429 and 1430	3
G.42	Group consisting of 13 Sycamore, 2 Elm.	In Plots Nod. 1429, 1437 and 1438.	3
G.43	Group consisting of 7 Sycamore, 3 Ash.	In Plots Nod. 1364 and 1366	3
G.44	Group consisting of 5 Sycamore, 4 Ash, 4 Elm, 1 Beech.	In Plot No. 1377	3
G.45	Group consisting of 7 Sycamore, 3 Lime, 2 Ash.	" " " 1316	4
G.46	Group consisting of 3 Sycamore.	In St. Paul's Churchyard.	4
G.47	Group consisting of 3 Ash.	In Plot No. 1199	4
G.48	Group consisting of 3 Ash, 3 Sycamore.	" " " 1177	4
G.49	Group consisting of 3 Ash.	Just South of Greenfield Street.	4
G.50	Group consisting of 3 Ash, 3 Beech, 1 Sycamore.	In Plot No. 1115	4

FIRST SCHEDULE (Continued) . . .

Number on Map.	Description of Trees.	<u>Situation</u> Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX- 4 and LXXX-1 (Edition of 1929).	Map No.
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In the Municipal Borough
of Rawtenstall

G.51	Group consisting of 7 Sycamore, 5 Elm, 4 Chestnut, 1 Alder 1 Beech, 1 Hornbeam 1 Oak, 1 Poplar, 1 Rowan.	In Plots Nod. 1107 and 1112	4
G.52	Group consisting of 6 Sycamore, 5 Elm, 1 Alder, 1 Hornbeam 1 Rowan, 1 Thorn.	In Plot No. 1107	4
G.53	Group consisting of 7 Sycamore, 6 Elm, 3 Chestnut, 3 Oak, 1 Alder, 1 Hornbeam 1 Maple, 1 Rowan.	" " " 1106	4
G.54	Group consisting of 3 Sycamore, 2 Chestnut, 1 Poplar.	" " " 1103	4
G.55	Group consisting of 18 Sycamore 1 Lime.	" " " 1101	4
G.56	Group consisting of 4 Sycamore, 2 Ash, 2 Beech.	" " " 1103	4
G.57	Group consisting of 4 Chestnut, 4 Elm, 1 Beech, 1 Lime.	" " " 1093	4
G.58	Group consisting of 3 Sycamore.	" " " 1135	4
G.59	Group consisting of 7 Sycamore.	" " " 1135	4
G.60	Group consisting of 9 Sycamore, 2 Poplar	" " " 1135	4
G.61	Group consisting of 10 Sycamore, 6 Poplar.	" " " 1138	4
G.62	Group consisting of 13 Sycamore, 6 Poplar.	" " " 1138	4

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX 4 and LXXX-1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall.</u>			
G.63	Group consisting of 9 Sycamore, 1 Ash.	North of the Lodge to the South-east of the Cricket Ground.	4
G.64	Group consisting of 9 Lime, 2 Birch, 2 Sycamore, 1 Elm, 2 Beech.	In Plot No. 467	5
G.65	Group consisting of 12 Lime, 1 Birch, 1 Sycamore, 1 Horse Chestnut, 4 Beech, 1 Whitebeam.	" " " 467	5
G.66	Group consisting of 15 Lime, 1 Horse Chestnut.	" " " 467	5
G.67	Group consisting of 3 Elm, 1 Horse Chestnut, 7 Lime, 6 Sycamore.	" " " 465 and 467	5
G.68	Group consisting of 3 Sycamore.	" " " 405	5
G.69	Group consisting of 3 Ash, 2 Sycamore, 2 Lime.	" " " 204	5
G.70	Group consisting of 5 Sycamore, 1 Alder 1 Ash, 1 Oak.	In Plot No. 401	5
G.71	Group consisting of 3 Sycamore.	" " " 318	5
G.72	Group consisting of 6 Sycamore, 10 Elm.	" " " 318	5
G.73	Group consisting of 4 Sycamore.	" " " 401.a	5
G.74	Group consisting of 17 Sycamore, 1 Ash.	" " " 405	5
G.75	Group consisting of 6 Sycamore, 1 Ash.	" " " 403	5
G.76	Group consisting of 7 Sycamore, 1 Ash.	" " " 318	5

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation.		Map No.
		Plot Nos. referred to are	Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII - 1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929)	
<u>In the Municipal Borough of Rawtenstall.</u>				
G.78	Group consisting of 3 Ash.	In Plot No.	398	5
G.79	Group consisting of 2 Sycamore, 1 Ash.	" " "	398	5
G.80	Group consisting of 4 Sycamore, 4 Ash.	" " "	334	5
G.81	Group consisting of 9 Elm, 2 Beech.	" " "	414	5
G.82	Group consisting of 4 Sycamore.	" " "	307	5
G.83	Group consisting of 7 Sycamore.	" " "	307	5
G.84	Group consisting of 8 Sycamore 1 Ash.	" " "	295	5
G.85	Group consisting of 6 Sycamore.	" " "	293	5
G.86	Group consisting of 2 Ash, 1 Oak.	" " "	288	5
G.87	Group consisting of 5 Sycamore.	" " "	287	5
G.88	Group consisting of 10 Sycamore.	" " "	107	5
G.89	Group consisting of 6 Sycamore 1 Ash.	" " "	219	5
G.90	Group consisting of 6 Sycamore.	" " "	222	5
G.91	Group consisting of 11 Sycamore 1 Willow.	" " "	224	5
G.92	Group consisting of 13 Sycamore, 4 Elm, 2 Lime, 1 Rowan, 2 Horse Chestnut, 3 Ash, 1 Beech.	" " "	118A	6
G.93	Group consisting of 1 Beech, 4 Oak, 3 Sycamore, 1 Elm, 2 Lime.	" " "	122	6
G.94	Group consisting of 3 Sycamore.	" " "	113	6

FIRST SCHEDULE (Continued)

WOODLANDS

(Coloured Green and with a continuous black line on maps).

Number on Map.	Description of Trees.	Situation.		Map No.
		Plot Nos. referred to are	Ordinance Survey Plot Nos. on 25 inch sheets	
		<u>In the Municipal Borough of Rawtenstall.</u>		
W.1	Even-aged stand of mixed hardwoods, consisting of Sycamore, Beech, Elm and Oak.	In Plot No. 2348		2
W.2	Even-aged stand of mixed hardwoods consisting of Sycamore, Beech, Ash, Elm and Lime.	" " " 2348		2
W.3	Young, even-aged stand of mixed hardwoods, consisting of Ash, Oak, Birch and Lime.	" " " 2353		2
W.4	Even-aged stand of mature hardwoods, consisting of Sycamore, Beech, Elm and Lime.	" " " 2341		2
W.5	Stand of mature hardwoods consisting of Sycamore, Beech, Oak, Rowan and Lime.	" " " 2348		2
W.6	Crop of immature hardwoods consisting of Sycamore, Beech, Oak, Ash, Birch and Lime.	" " " 2356		2
W.7	Young, even-aged stand of hardwoods, consisting of Sycamore, Beech, Birch, Oak, Ash, Lime, Willow and Alder.	" " " 2360		2
W.8	Immature crop of hardwoods, consisting of Sycamore, Beech, Ash and Elm.	" " 2271 and 2273		2
W.9	Crop of immature hardwoods, consisting of Sycamore, Beech, Ash, Oak and Chestnut.	" " 2271 and 2273		2
W.10	Unevenly stocked stand of even-aged hardwoods, consisting of Sycamore, Beech, Ash and Poplar.	" " 2237a.		2

FIRST SCHEDULE(Continued)

Number on Map.	Description of Trees.	Situation.	
		Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall</u>			
W.11	Mixed hardwood stand consisting of Sycamore, Beech, Ash and Lime.	Near the corner of Burnley Road and Church Street.	2
W.12	Even-aged immature stand of hardwoods, consisting of Sycamore, Beech and Ash.	In Plots Nod. 2204 and 2206a	2
W.13	Stand of even-aged hardwoods, consisting of Sycamore, Oak, Thorn, Beech and Ash.	In Plots Nod. 2141 and 2137.	2
W.14	- do -	In Plot No. 2136	2
W.15	Stand of even-aged hardwoods, consisting of Sycamore, Ash, Oak, Elm and Alder.	In Plots Nod. 1552 and 1553	2
W.16	Near-mature, open stand of hardwoods, consisting of Sycamore and Ash.	In Plot No. 1523 and 2153	3
W.17	Mature stand of hardwoods, consisting of Sycamore, Beech, and Ash.	Near Bold Venture.	3
W.19	Even-aged stand of hardwoods, consisting of Sycamore, Ash, Oak and Beech.	In Plot No. 1515	3
W.20	Even-aged stand of hardwoods, consisting of Sycamore, Beech and Ash.	" " " 1508	3
W.21.	Stand of even-aged Sycamore.	" " " 1492 and 1513	
W.22	Immature crop of Sycamore with some Thorn.	" " " 1492	3
W.23	Even-aged stand of hardwoods, consisting of Sycamore, Oak, Elm and Lime.	" " " 1528	3



Number on Map.	Description of Trees.	Situation	
		Plot Nos. referred to are	Map No.
		Ordnance Survey Plot Nos. on 25 inch sheets Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	
		<u>In the Municipal Borough of Rawtenstall.</u>	
W.24	Stand of even-aged hardwoods consisting of Sycamore, Beech, Lime and Holly.	Just South of Victoria Mill.	3
W.25	A stand of immature Sycamore, Oak, Ash and Elm.	In Plot No. 1544	3
W.26	Even-aged stand of hardwoods, consisting of Sycamore, Beech, Ash, Elm and Lime.	In Plot No. 1475 and by Forest Bank.	3
W.27	Even-aged stand of hardwoods, consisting of Sycamore and Beech.	In Plot No. 1463	3
W.28	Stand of even-aged hardwoods, with an occasional Conifer consisting of Sycamore, Beech, Oak, Elm, Ash, Lime, Holly and Yew.	" " " 1473	3
W.29	Stand of mixed hardwoods with an occasional Conifer, consisting of Sycamore, Beech, Elm and Cyprus.	" " " 1474	3
W.30	Stand of even-aged hardwoods with an occasional Conifer, consisting of Sycamore, Beech, Birch, Elm, Lime and Cyprus.	" " " 1474	3
W.31	Stand of even-aged hardwoods, consisting of Sycamore, Beech, Ash, Oak, Lime, Birch, Elm and Cherry.	" " " 1448	3
W.32	Stand of even-aged hardwoods consisting of Sycamore, Beech, Elm and Lime.	On the Eastern side of Burnley Road near the site of Sunny-side Print Works.	3
W.33	A well stocked stand of Sycamore.	In Plot No. 1476	3

*See attached sheet
20/3/22*

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation.		Map No.
		Plot Nos. referred to are	Ordnance Survey Plot Nos. on 25 inch sheets	
		Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).		
		<u>In the Municipal Borough of Rawtenstall.</u>		
W.34	An irregularly stocked stand of uneven aged hardwoods, consisting of Sycamore, Ash, Oak, Birch and Elm.	In Plot No. 1478		3
W.35	An even-aged stand of hardwoods consisting of Sycamore, Oak, Arms Inn, Elm, and Lime.	On the Western side of Burnley Road to the north of Printers		3
W.36	Even-aged stand of hardwoods consisting of Sycamore and Elm.	In Plot No. 1444		3
W.37	Irregularly stocked even-aged stand of hardwoods, with an occasional Conifer, consisting of Sycamore, Beech, Ash, Oak, Cherry, Elm, Lime, Birch and Scots Pine.	" " " 1352		3 & 4
W.38	Stand of hardwoods consisting of Sycamore, Beech, Ash, Elm and Lime.	" " " 1312		4
W.39	Stand of even-aged hardwoods consisting of Sycamore and Oak.	" " " 1319		4
W.40	Open stand of hardwoods, consisting of Sycamore, Oak, Ash, Birch and Thorn.	" " " 1289		4
W.41	Stand of even-aged hardwoods, consisting of Sycamore, Beech and Ash.	" " " 1208		4
W.42	Stand of hardwoods, consisting of Sycamore and Ash.	" " " 1198		4
W.43	Young stand of hardwoods, consisting of Sycamore, Willow, Elm, and Lime.	" " " 1118		4

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation. Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets, Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall.</u>			
W.44	Stand of hardwoods, consisting of Sycamore, Ash, Rowan Birch, Elm and Lime.	In Plot No. 1101	4
See notes from LCC dated 3/12/64 & 7/7/65	W.45	Uneven-aged stand of hardwoods consisting of Sycamore, Beech, Ash, Elm, Lime and Cherry.	" " " 1093 4
W.46	Uneven-aged hardwood stand, consisting of Sycamore, Ash, Elm, Lime and Cherry.	Just to the South and to the East of Holly Mount.	4
W.47	Even-aged stand of hardwoods, consisting of Sycamore, Ash and Elm.	In Plot No. 1143	4
W.48	Uneven aged stand of Hardwoods consisting of Elm, Sycamore, Beech, and Oak.	" " " 474	4&5
W.49	Uneven aged stand of Hardwoods consisting of Elm, Sycamore, Rowan and Birch.	" " " 477	4&5
W.50	Even aged stand of Hardwoods consisting of Beech, Lime, Elm, Sycamore, and Ash.	" " " 474	5
W.51	Stand of hardwoods consisting of Ash, Alder, Cherry and Sycamore.	" " " 401	5
W.52	Even aged stand of hardwoods consisting of Sycamore, Ash, Elm, Beech, and Alder.	" " " 458	5

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	Situation. Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	Map No.
<u>In the Municipal Borough of Rawtenstall.</u>			
W.53	Even aged stand of hardwoods consisting of Sycamore, Elm, Ash, Beech and Alder.	In Plot No. 458	5
W.54	Stand of hardwoods consisting of Ash and Sycamore.	In Plot Nos. 333 and 334	5
W.55	Open stand of hardwoods consisting of Ash and Sycamore.	" " " 291, 292 and 293.	5
W.56	Uneven aged stand of hardwoods consisting of Alder, Sycamore and Rowan.	In Plot No. 281A	5
W.57	Open stand of uneven aged hardwoods consisting of Sycamore, Horse Chestnut, Beech, Elm, Ash, Rowan.	In Plot Nos. 242, 283, 284, 285, 285A.	5
W.58	Uneven aged stand of hardwoods consisting of Ash, Sycamore, and Alder.	" " " 217 and 226	5
W.59	Uneven aged stand of hardwoods consisting of Birch, Oak, Sycamore, Horse Chestnut and Elm.	In Plot No. 227	5
W.60	Even aged stand of hardwoods consisting of Elm, Sycamore, and Ash.	" " " 223	5
W.61	Even aged stand of hardwoods consisting of Lime, Sycamore, Beech, Oak, Elm, Horse Chestnut.	" " " 221	5
W.62	Uneven aged stand of hardwoods consisting of Oak, Sycamore and Rowan.	" " " 240	5

FIRST SCHEDULE (Continued)

Number on Map.	Description of Trees.	<u>Situation.</u> Plot Nos. referred to are Ordnance Survey Plot Nos. on 25 inch sheets Lancashire LXXII-1, 5, 9, 13 and LXIV-13 and LXXI-16 (Edition of 1930) and LXXIX-4 and LXXX-1 (Edition of 1929).	Map No.
		<u>In the Municipal Borough of Rawtenstall.</u>	
W.63	Open stand consisting of Beech, Elm, Ash, Rowan, Sycamore and Corsican Pine.	In Plot No. 121	5 & 6
W.64	Uneven aged stand of hardwoods consisting of Ash, Elm, Sycamore, Lime, and Beech.	" " " 118	6
W.65	Uneven aged stand of hardwoods consisting of Sycamore, Ash.	" " " 118	6

SECOND SCHEDULE.

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

(1) to the cutting down, topping or lopping of any tree that is dying or dead or has become dangerous;

(2) to the cutting down, topping or lopping of any tree -

- (a) in compliance with an obligation imposed by or under an Act of Parliament;
- (b) in pursuance of the power conferred on the Postmaster General by virtue of Section 5 of the Telegraph (Construction) Act, 1908;
- (c) in pursuance of the powers conferred by Section 24 of the Regulation of Railways Act, 1868;
- (d) for the purpose of preventing or abating a nuisance;
- (e) in the case of 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;
- (f) by or at the request of 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.

THIRD SCHEDULE.

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

Reference of applications to the Minister.

15. (1) The Minister may give directions to the authority requiring that any application for consent under the Order, or all such applications or any class specified in the directions, shall be referred to the Minister instead of being dealt with by the authority, and any such application shall be so referred accordingly.

(2) 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 in relation to the determination of the application by the Minister as they apply in relation to the determination of such applications by the Authority.

Provided that before determining any such application the Minister shall, if either the applicant or the authority so desire, afford to them an opportunity of appearing before and being heard by a person appointed by the Minister for the purpose.

(3) The decision of the Minister on all applications referred to him under this section shall be final.

Appeals to the Minister.

16. (1) Where 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 or direction is given by the authority, then if the applicant is aggrieved by their decision on the application, or by any such certificate, or if the person directed is aggrieved by the direction, the applicant or that person, as the case may be, may, by notice in writing served within 28 days from the receipt of notification of their decision, certificate or direction, or such longer period as the Minister may allow, appeal to the Minister.

(2) When an appeal is brought under this section from a decision certificate or direction of the authority, the Minister may allow or dismiss the appeal or may reverse or vary any part of the decision of the authority, whether or not the appeal relates to that part, or may cancel any certificate or cancel or vary any direction, and may deal with an application as if it had been made to him in the first instance, and the provisions of the last foregoing section shall apply, subject to any necessary modifications in relation to the determination of an application by the Minister on appeal under this section as they apply in relation to the determination by the Minister of an application referred to him under that section.

(3) Unless within two months from the date of receipt of an application for consent under the Order, 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 the directions given by him under the last foregoing section;

the provisions of sub-section (1) of this 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 expiration of the said period of two months or the extended period agreed upon as aforesaid, as the case may be.

Revocation
or
modification
of consent
under the
Order.

21. (1) Subject to the provisions of this section, if it appears to the authority that it is expedient that any consent under the Order granted on an application made in that behalf should be revoked or modified, they may by order revoke or modify the consent to such extent as appears to them to be expedient as aforesaid:

Provided that no such order shall take effect unless it is confirmed by the Minister, and the Minister may confirm any order submitted to him for the purpose either without modification or subject to such modifications as he considers expedient.

(2) Where an authority submit an order to the Minister for his confirmation under this Section, that authority shall furnish the Minister with a statement of their reason for making the order and shall serve notice of the making of the order on the owner of the land and on any other person who in their opinion will be affected by the order, and if within the period of 28 days from the service thereof any person on whom the notice is served so requires, the Minister shall, before confirming the order, afford to him and to the authority an opportunity of appearing before and being heard by a person appointed by the Minister for that purpose.

(3) 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 modification of consent shall not affect so much of those operations as has been carried out before the date on which the order was confirmed as aforesaid.

(4) Where a notice has been served in accordance with the provisions of sub-section (2) 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 sub-section (1) of this Section.

Supple-
mentary
provisions
as to
revocation
and modi-
fication.

22. (1) Where any person is affected by an order under the last foregoing Section, or by a notice served on him under sub-section (2) of the foregoing Section in a case where the order is not confirmed, then if on a claim made to the authority within the time and in the manner prescribed by Article 10 of the Order it is shown that he has incurred expenditure in carrying out work which is rendered abortive by the revocation, or modification, or stay of operations, as the case may be, or has otherwise suffered loss or damage which is directly attributable to the revocation, modification or stay of operations, the authority shall pay to that person compensation in respect of that expenditure, loss or damage.

(2) For the purposes of this Section any expenditure incurred on matters preparatory to acting on the consent shall be deemed to be included in that expenditure incurred in carrying out that work, but except as aforesaid, no compensation shall be paid under this Section in respect of any work carried out in the period after the making of the Order and before the grant of consent which is revoked or modified, or in respect of any other loss or damage (not being loss or damage consisting of the depreciation in value of any interest in land) arising out of anything done or omitted to be done during that period.

GIVEN under the Common Seal of the County Palatine of Lancaster this fifth day of August, One thousand nine hundred and fifty-four.

L.S.

R. ADCOCK.

Clerk of the County Council.

P.2352

The Minister of Housing and Local Government in exercise of the powers conferred upon by him by subsection (3) of Section 28 of the Town and Country Planning Act, 1947, hereby confirms the above Order.

GIVEN under the official seal of the Minister of Housing and Local Government this third day of November, nineteen hundred and fifty-four.

L.S.

W. H. T. WILTSHIRE.

Assistant Secretary,
Ministry of Housing and Local Government.

MAP No 2



THE LANCASHIRE COUNTY COUNCIL
(RAWTENSTALL MUNICIPAL BOROUGH)
TREE PRESERVATION ORDER 1954 No 4

MAP No 3



SCALE 1:2500
O.S. SHEET No LANCs. LXXII.5

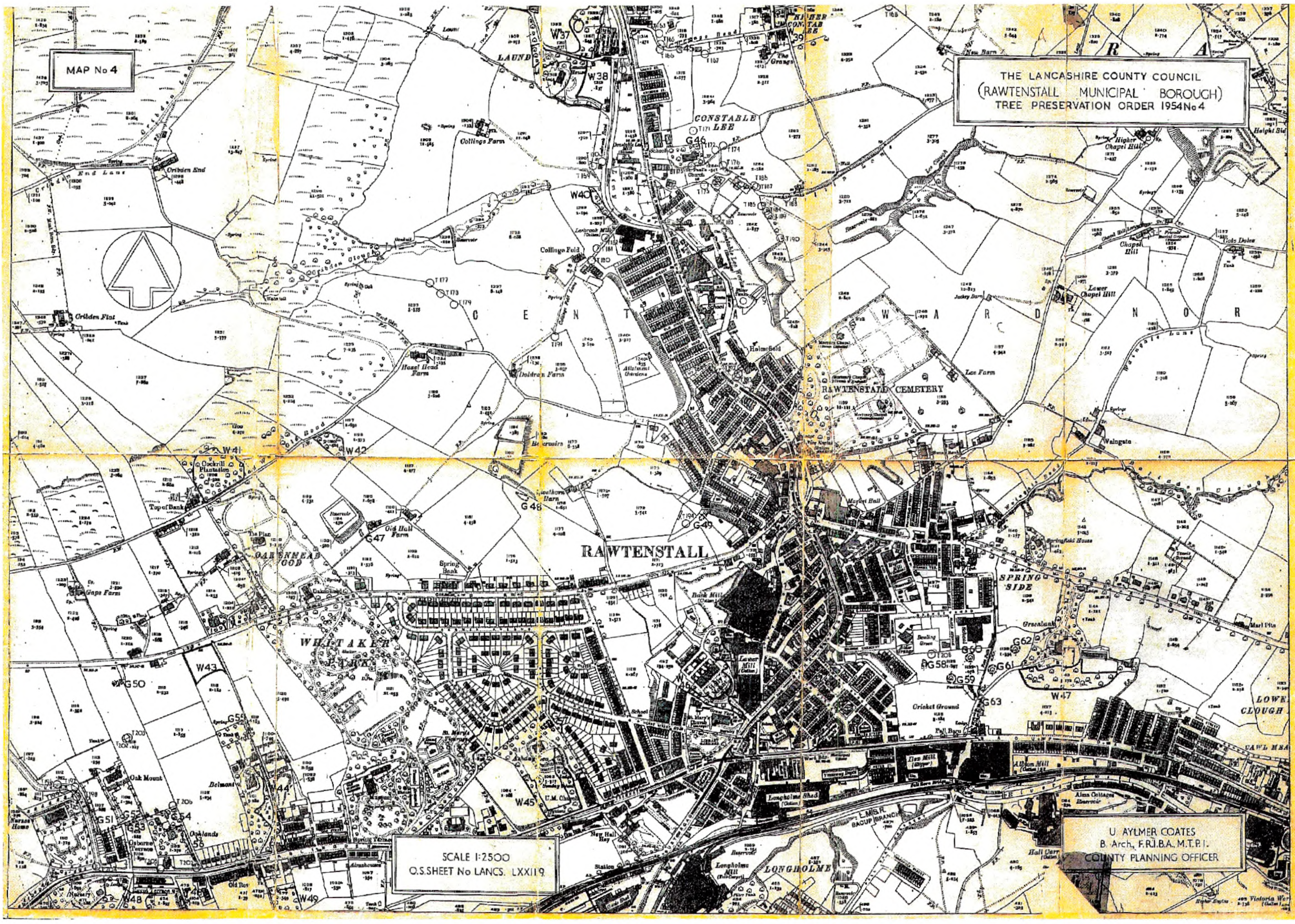
U. AYLMER COATES
B. Arch. F.R.I.B.A., M.T.P.I.
COUNTY PLANNING OFFICER

MAP No 4

THE LANCASHIRE COUNTY COUNCIL
(RAWTENSTALL MUNICIPAL BOROUGH)
TREE PRESERVATION ORDER 1954 No 4

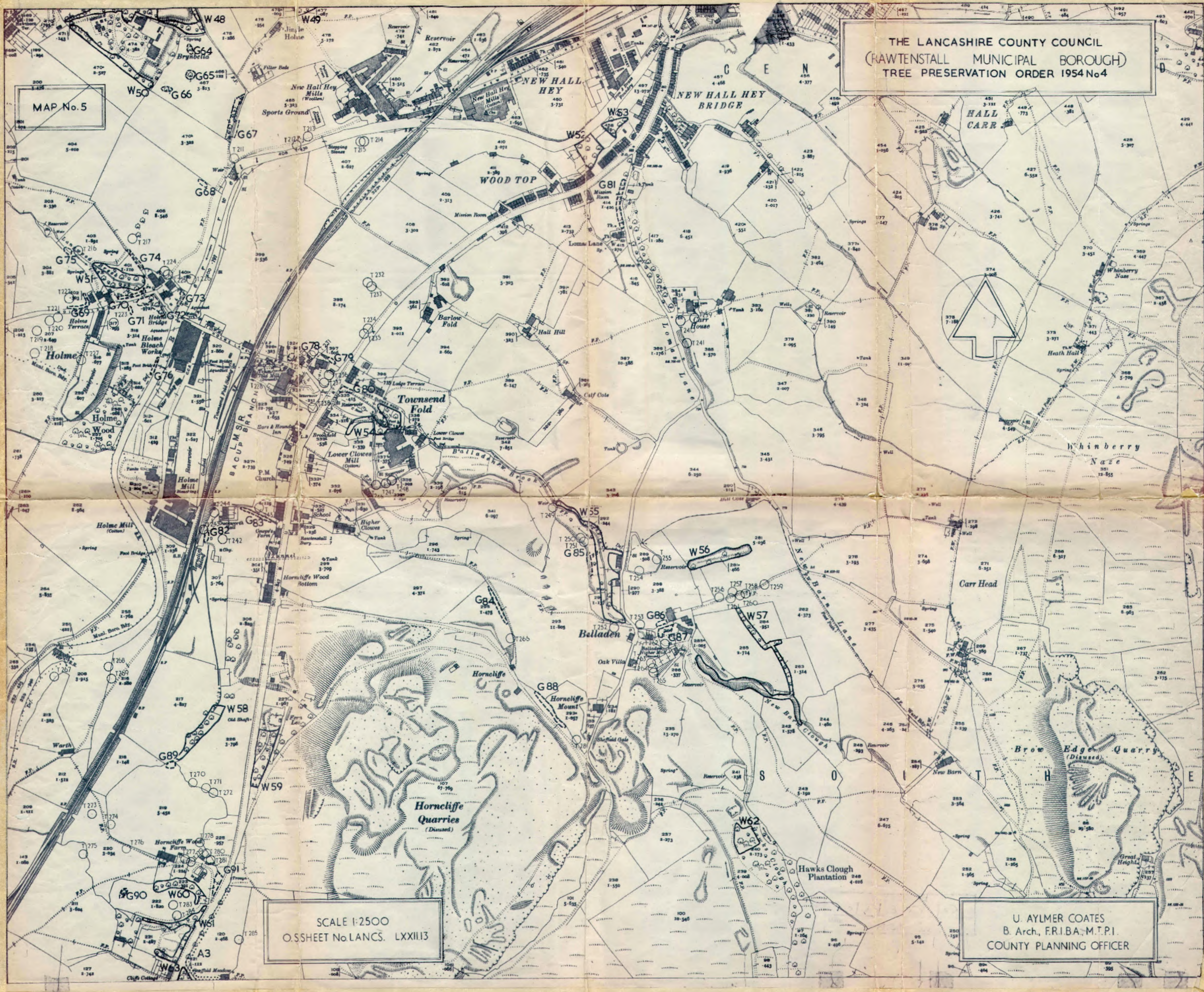
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U AYLMER COATES
B. Arch., F.R.I.B.A., M.T.P.I.
COUNTY PLANNING OFFICER



THE LANCASHIRE COUNTY COUNCIL
(RAWTENSTALL MUNICIPAL BOROUGH)
TREE PRESERVATION ORDER 1954 No.4

MAP No. 5



SCALE 1:2500
O.S. SHEET No. LANC. LXXIII 3

U. AYLMER COATES
B. Arch., F.R.I.B.A., M.T.P.I.
COUNTY PLANNING OFFICER