

IMPORTANT - THIS COMMUNICATION MAY AFFECT YOUR PROPERTY

**TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (TREE PRESERVATION) (ENGLAND)
REGULATIONS 2012**

**CITY OF LEEDS TREE PRESERVATION ORDER (NO.5) 2020:
[TPO2020_05] (LAND OFF YORK ROAD, KILLINGBECK BRIDGE/DIADEM
DRIVE, LEEDS 14)**

THIS IS A FORMAL NOTICE to let you know that on 9 July 2020 the Council made the above Tree Preservation Order.

A copy of the Order is enclosed. In simple terms, it prohibits anyone from cutting down, topping or lopping any of the trees described in the First Schedule and shown on the map without the Council's consent.

The Council has made the Order in the interests of amenity to preserve the tree the subject of the Order.

The Order took effect, on a provisional basis on 9 July 2020. It will continue in force on this basis for a further 6 months or until the Order is confirmed by the Council, whichever first occurs.

The Council will consider whether the Order should be confirmed, that is to say, whether it should take effect formally. Before this decision is made, the people affected by the Order have a right to make objections or other representations about any of the trees, groups of trees or woodlands covered by the Order.

If you would like to make any objections or other representations, please make sure they are received in writing by 17 August 2020.

Your comments must comply with regulation 6 of the Town and Country Planning (Tree Preservation) (England) Regulations 2012, a copy of which is provided overleaf.

Please send your comments to Mr J Levine, Leeds City Council, Legal Services, Civic Hall, Leeds LS1 1UR (reference A76/JL) or e-mail them to legal.development@leeds.gov.uk. All valid objections or representations are carefully considered before a decision on whether to confirm the Order is made.

The Council will write to you again when that decision has been made. In the meantime, if you would like any further information or have any questions about this Notice, please contact Mr J Levine, Legal Services, Leeds City Council, Civic Hall, Leeds LS1 1UR (telephone (0113) 37 89103).

Dated this 16 day of July 2020

Leeds City Council
Civic Hall,
LEEDS LS1 1UR

**COPY OF REGULATION 6 OF THE TOWN AND COUNTRY PLANNING
(TREE PRESERVATION) (ENGLAND) REGULATIONS 2012**

OBJECTIONS AND REPRESENTATIONS

- 6. (1)** Subject to paragraph (2), objections and representations—
- (a) shall be made in writing and—
 - (i) delivered to the authority not later than the date specified by them under regulation 5(2)(c); or
 - (ii) sent to the authority in a properly addressed and pre-paid letter posted at such time that, in the ordinary course of post, it would be delivered to them not later than that date;
 - (b) shall specify the particular trees, groups of trees or woodlands (as the case may be) in respect of which such objections and representations are made; and
 - (c) in the case of an objection, shall state the reasons for the objection.
- (2)** The authority may treat as duly made objections and representations which do not comply with the requirements of paragraph (1) if, in the particular case, they are satisfied that compliance with those requirements could not reasonably have been expected.

**CITY OF LEEDS TREE PRESERVATION ORDER (NO.5) 2020:
[TPO2020_05] (LAND OFF YORK ROAD, KILLINGBECK BRIDGE/DIADEM
DRIVE, LEEDS 14)**

Leeds City Council, in exercise of the powers conferred on them by section 198 of the Town and Country Planning Act 1990 makes the following Order—

Citation

1. This Order may be cited as City of Leeds Tree Preservation Order (No.5) 2020: [TPO2020_05]

Interpretation

2. (1) In this Order “the authority” means the Leeds City Council
- (2) In this Order any reference to a numbered section is a reference to the section so numbered in the Town and Country Planning Act 1990 and any reference to a numbered regulation is a reference to the regulation so numbered in the Town and Country Planning (Tree Preservation) (England) Regulations 2012.

Effect

3. (1) Subject to article 4, this Order takes effect provisionally on the date on which it is made.
- (2) Without prejudice to subsection (7) of section 198 (power to make tree preservation orders) or subsection (1) of section 200 (tree preservation orders: Forestry Commissioners) and, subject to the exceptions in regulation 14, no person shall—
 - (a) cut down, top, lop, uproot, wilfully damage, or wilfully destroy; or
 - (b) cause or permit the cutting down, topping, lopping, wilful damage or wilful destruction of,any tree specified in the Schedule to this Order except with the written consent of the authority in accordance with regulations 16 and 17, or of the Secretary of State in accordance with regulation 23, and, where such consent is given subject to conditions, in accordance with those conditions.

Application to trees to be planted pursuant to a condition

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

Dated this 9 day of July 2020

THE COMMON SEAL of
LEEDS CITY COUNCIL was
hereby affixed to this Order
in the presence of:

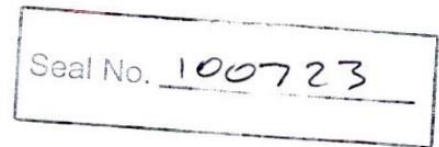
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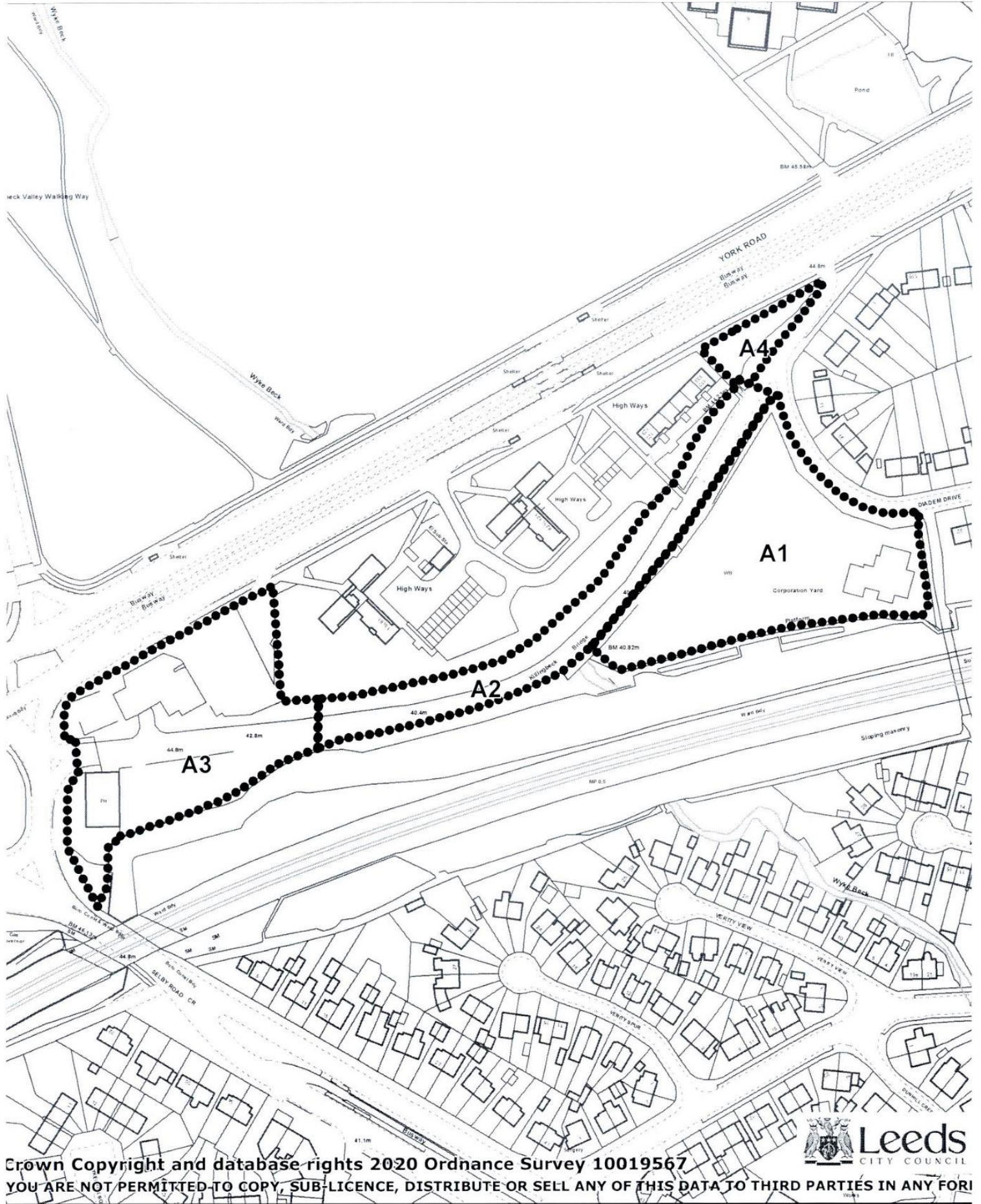


Signature:

Gregg Shevill
General Property Team Leader
Legal Services

Job Title:





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**TOWN AND COUNTRY PLANNING ACT 1990
 SECTION 198**

CITY OF LEEDS TREE PRESERVATION ORDER
 (No.5) 2020
 Land off York Road,
 Killingbeck Bridge/Diadem Drive
 LS14

Prepared By..... KJW
 Checked By..... SC
 Scale..... 1:2000
 Date..... 13/07/2020
 O.S. Grid Reference.... SE3433
 North.....



PRODUCED BY LEEDS CITY COUNCIL

SCHEDULE

SPECIFICATION OF TREES

Trees specified individually
(encircled in black on the map)

NONE

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

Reference on map	Description	Situation
A1	All trees of whatever species	On the area of land situated between Killingbeck Bridge and Diadem Drive, Leeds 14.
A2	All trees of whatever species	On the area of land running along Killingbeck Bridge, south of the highway, Leeds 14
A3	All trees of whatever species	On the area of land situated east of Selby Rd, and to the south of A64 York Road, Leeds 14.
A4	All trees of whatever species	On an area situated on the corner of land situated between A64 York Rd and Killingbeck Bridge, Leeds 14.

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

NONE

Woodlands
(within a continuous black line on the map)

NONE