

6. (1) Where consent is granted under this Order to fell any part of a woodland other than consent for silvicultural thinning then unless —
- 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
 - 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 provision of this Order and section 25 of the Countryside Act 1968, replant the said land in accordance with the direction.

- (2) Any direction given under paragraph (1) of this Article may include requirements as to —
- species;
 - number of trees per acre;
 - the erection and maintenance of fencing necessary for protection of the replanting;
 - the preparation of ground, draining, removal of brushwood, lop and top; and
 - protective measures against fire.

7. On imposing any condition requiring the replacement of any tree under Article 4 of the Order, or on giving a direction under Article 6 of this Order with respect to the replanting of woodlands, the authority shall if such direction or direction relates to land in respect of which byelaws made by a river authority or drainage board, restrict or regulate the planting of trees, notify the applicant or the owner of the land, as the case may be, or the existence of such byelaws and that any such condition or direction has effect subject to the requirements of the river authority or drainage board, under those byelaws and the condition or direction shall have effect accordingly.

8. The provisions set out in the Third Schedule to this Order, being provisions of Part III of the Act and of section 80 of the Town and Country Planning Act 1968 adapted and modified for the purposes of this Order, shall apply in relation thereto.

9. Subject to the provisions of this Order, any person who has suffered loss or damage in consequence of any refusal (including revocation or modification) 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 loss or damage:

Provided that no compensation shall be payable in respect of loss or damage suffered 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.

10. In assessing compensation payable under the last preceding Article account shall be taken of:

- 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 made 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 1952, and
- any injurious affection to any land of the owner which would result from the felling of the trees the subject of the claim.

11. (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 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.

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

13. [(1) The provisions of section 16 of the Civic Amenities Act 1967 shall apply to this Order and the Order shall take effect on

[(2) This order shall apply to any tree specified in the First Schedule hereto, which is to be planted as mentioned therein, as from the time when that tree is planted].

NOTE: 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

FIRST SCHEDULE

TREES SPECIFIED INDIVIDUALLY*

(enrolled in black on the map)

No. on Map.	Description.	Situation.
T 1	Lawson Cypress	North East side of garden
T 2	Scots Pine	" " " "
T 3	Beech	" " " "
T 4	Sycamore	" " " "
T 5	Cypress	" " " "
T 6	Cypress	" " " "
T 7	Holm Oak	On edge of terrace
		Beside the entrance gate

TREES SPECIFIED BY REFERENCE TO AN AREA*

(within a dotted black line on the map)

No. on Map.	Description.	Situation.
		NIL

GROUPS OF TREES*

(within a broken black line on the map)

No. on Map.	Description.	Situation.
G 1	5 Norway Spruce	South West side of Garden
G 2	2 Irish Yew	" " " "
G 3	3 Lombardy Poplar	" " " "

WOODLANDS*

(within a continuous black line on the map)

No. on Map.	Description.	Situation.
		NIL



THUR T. BEER, B.Arch., A.R.I.B.A. 15 GOLD TOPS, NEWPORT, MON.
 REGISTERED ARCHITECT & SURVEYOR

DRAWING NUMBER

and development at BROADWELL MEWS, Castleon MON.
 JACKSON'S (Newport) Ltd.

plan.

File - 244/125/10/157 - 244/125/10/158

FIRST SCHEDULE

TREES SPECIFIED INDIVIDUALLY (encircled in black on the map)

No on Map	Description	Situation
T1	Sycamore	Within the grounds of Brodawel
T2	Mountain Ash	" " " " "
T3	Sycamore	" " " " "
T4	"	" " " " "
T5	"	" " " " "
T6	"	" " " " "
T7	"	" " " " "
T8	Hawthorn	" " " " "
T9	Sycamore	" " " " "
T10	"	" " " " "
T11	Holm Oak	" " " " "
T12	Sycamore	" " " " "
T13	"	Within the grounds of Llew a Dor Cour
		" " " " " " " "

TREES SPECIFIED BY REFERENCE TO AN AREA (within a dotted black line on the map)

No on Map	Description	Situation
None		

GROUPS OF TREES (within broken black line on the map)

No on Map	Description	Situation
G1	Group consisting of 4 sycamores 1 holm oak and 1 plane	Within the grounds of Brodawel

WOODLANDS (within a continuous black line on the map)

No on Map	Description	Situation
None		



BOROUGH OF NEWPORT

TREE PRESERVATION ORDER No. 4. 1976

REFERRED TO IN THE TREE PRESERVATION
ORDER No. 4 DEPOSITED & SEALED BY THE
NEWPORT BOROUGH COUNCIL THIS DAY
1976.

DATE. 2:11 76.
PLAN No. 5030/72.
D. P. CARTWRIGHT, C. Eng. F.I.C.E.,
F.I. Mun. E, F.I. Struct. E.,
DIRECTOR OF TECHNICAL SERVICES,
CIVIC CENTRE,
NEWPORT.
GWENT.

DRAWN BY. MDT.
CHECKED BY. JD



SCALE 1:1250
GRID REF. 340 901

3491.
3390.
3490.

TOWN & COUNTRY PLANNING ACTS 1962 & 1968 CIVIC AMENITY ACT 1967
TOWN & COUNTRY PLANNING (TREE PRESERVATION ORDER) REGULATIONS 1969
MONMOUTHSHIRE COUNTY COUNCIL CAERLEON URBAN DISTRICT
TREE PRESERVATION ORDER NO. 70

TREES WITHIN THE CURTILAGE OF BRO DAWEL HOUSE

PLAN RECEIVED TO IN THE TREE PRESERVATION ORDER No 49 DEPOSITED & SEALED
BY THE MONMOUTHSHIRE COUNTY COUNCIL THIS 27th DAY OF *Feb* 1970
THE COMMON SEAL OF THE ADMINISTRATIVE COUNTY OF MONMOUTH IS HEREIN
FIXED IN THE PRESENCE OF

London Boodle. A MEMBER OF THE CHURCH

J. D. D. Henry, Secretary

JAMES KOGUE DUE M.P.I.R.I.C.S.

5030/29

