

COUNTY COUNCIL of the COUNTY of STIRLING.

TOWN and COUNTRY PLANNING (SCOTLAND) ACT, 1947.

THE COUNTY OF STIRLING TREE PRESERVATION ORDER NO. 4

The County Council of the County of Stirling (in this Order referred to as "the local planning authority") in exercise of the powers conferred on them by section 26 of the Town and Country Planning (Scotland) Act, 1947, (hereinafter referred to as "the Act") and of all other powers enabling them in that behalf hereby make the following Order:-

1. Subject to the exemptions in the Second Schedule hereto no person shall, except with the consent of the local planning 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 specified in the First Schedule hereto, that is, within the area edged red on the map or plan annexed and signed as relative hereto.

Provided that nothing in this Order shall prohibit the felling or lopping of any tree if such felling or lopping -

- (a) is urgently necessary in the interests of safety, or is necessary for the prevention or abatement of a nuisance so long as notice in writing of the proposed operations is given to the local planning authority as soon as may be after the necessity for the operations arises, or
- (b) is carried out in compliance with any obligation imposed by or under any Act of Parliament, or
- (c) is immediately required for the purpose of carrying out development authorised by a planning permission granted on an application made under Part II of the Town and Country Planning (Scotland) Act, 1947, or deemed to have been so granted for any of the purposes of that Part.

2. The provisions of this Order shall be without prejudice to the provisions of Section 13 of the Forestry Act, 1951, (which provides for a licence or direction under that Act being sufficient authority for felling trees and prohibits the entertainment of certain applications by the local planning authority).

3. Any application for the consent of the local planning authority under paragraph 1 of this Order shall be in writing and shall specify the trees to which the application relates and the operations for the carrying out of which that consent is desired and shall where necessary for the identification of such trees be accompanied by a map or plan of a size or on a scale sufficient for the purpose.

4. The provisions set out in the Third Schedule to this Order, being provisions of Part II of the Act relating to planning permission and to applications for such permission adapted and modified as shown in the said Schedule; shall apply in relation to any consent under this Order and to applications therefor.

REGISTERS OF SCOTLAND.  
GENERAL REGISTER OF SASINES.  
COUNTY OF STIRLING.

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Presented and Recorded on 22<sup>nd</sup> December 1961

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