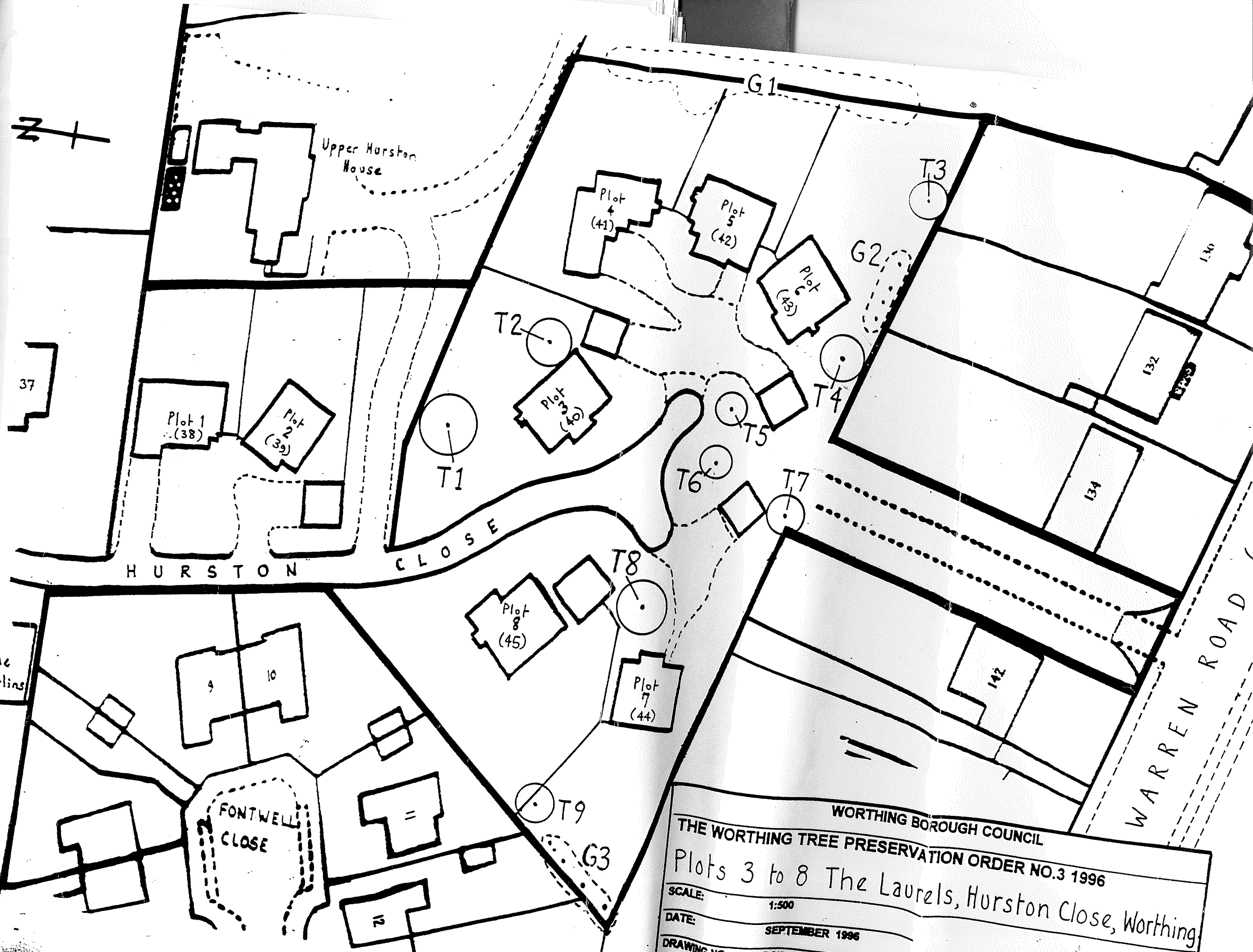




(2) The authority shall keep a register of all applications for consent under this Order containing information as to the nature of the application, the decision of the authority thereon, any compensation awarded in consequence of such decision and any directions as to replanting of woodlands; and every 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 a group of trees or in a woodland, that the trees have an outstanding or special amenity value; or
- (c) in the case of trees which are comprised in a group of trees or in a woodland, that the group of trees or the woodland, as the case may be, has an outstanding or special amenity value,

but a certificate shall not be given in the case of trees falling within (c) above if the application in respect of them has been referred by the Forestry Commissioners under section 15(1)(b) or 15(2)(a) of the Forestry Act 1967.

6.—(1) Where consent is granted under this Order to fell any part of a woodland other than consent for silvicultural thinning 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 Secretary of State 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 204 of the Act, 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 (hectare);
- (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.—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 condition or direction relates to land in respect of which byelaws made by the National Rivers Authority, an internal drainage board, a water undertaker or a sewerage undertaker (as defined in the Water Act 1989) or any other authority whose functions are now exercised by the above bodies, restrict or regulate the planting of trees, notify the applicant or the owner of the land, as the case may be, of the existence of such byelaws and that any condition or direction has effect subject to the requirements of the 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 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:

SCHEDULE A

No. on Plan	Description	Situation
T1	Purple Beech (<i>Fagus sylvatica</i> 'Purpurea')	North-west side of Plot 3
T2	Camperdown Elm (or Weeping Elm) (<i>Ulmus glabra</i> "Camperdownii")	North-east side of Plot 3
T3	Sycamore (<i>Acer pseudoplatanus</i>)	South side of Plot 6
T4	Ash (<i>Fraxinus excelsior</i>)	South-west side of Plot 6, adjacent to the boundary with No. 134 Warren Road
T5	Flowering Cherry (<i>Prunus</i> spp.)	West side of Plot 6
T6	Flowering Cherry (<i>Prunus</i> spp.)	West side of Plot 6
T7	Yew (<i>Taxus baccata</i>)	South-west of Plot 6, adjacent to the boundary with No. 142 Warren Road
T8	English Oak (<i>Quercus robur</i>)	East side of Plot 7
T9	Norway Maple (<i>Acer platanoides</i>)	North-west side of Plot 7

SCHEDULE B

<u>No. on Plan</u>	<u>Description</u>	<u>Situation</u>
G1	Group of 22 trees consisting of 20 Sycamore (<i>Acer pseudoplatanus</i>) 1 Walnut (<i>Juglans</i> spp.) and 1 Yew (<i>Taxus baccata</i>)	Eastern side of Plots 4, 5 and 6, adjacent to the boundary with No. 128 Warren Road
G2	Group of 4 trees consisting of 3 Silver Birch (<i>Betula pendula</i>) and 1 Sycamore (<i>Acer pseudoplatanus</i>)	South side of Plot 6, adjacent to the boundary with No. 132 Warren Road
G3	Group of 5 trees consisting of 3 Beech (<i>Fagus sylvatica</i>) and 2 Sycamore (<i>Acer pseudoplatanus</i>)	South-west side of Plot 7, adjacent to the boundary with No. 12 Fontwell Close

T101996.2