

Dated 27th September, 1954.

COUNTY OF SOUTHAMPTON

Town and Country Planning Act, 1947 -
Section 28

TREE PRESERVATION ORDER NO. 58

relating to trees, groups of trees and
woodlands at Chandlers Ford.

Confirmed by Min. 15. 8. 1955
Made by H.C.T. 27. 9. 54

TOWN AND COUNTRY PLANNING ACT, 1947
CHANDLERS FORD - EASTLEIGH
TREE PRESERVATION ORDER NO. 58

The County Council of the County of Southampton (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 map marked "Hampshire County Council Tree Preservation Order No. 58 - Chandlers Ford, Eastleigh" signed by the Deputy Clerk of the authority and deposited for inspection at the office of the Town Clerk of Eastleigh, Town Hall, Eastleigh, which map shall, for the purpose of such definition as aforesaid, prevail where any ambiguity arises between it 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 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 sub-section (6) of Section 23 of the Act and is 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

Uncoloured and
(encircled in black on the map)

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
✓ T.1	Ash P.O.S. approx 50' from Hoccombe Rd.	South side of Hoccombe Road to the west of Hoccombe Bridge.
T.2	Oak ~~P.O.S. approx 50' from~~ <i>by SE corner of Back Cottage.</i>	South side of Hoccombe Road to the west of Hoccombe Bridge.
✓ T.3	✓ Ash 105 on 107 Hiltingbury Rd. in front.	On the south side of Hiltingbury Road opposite the Royal Engineers Stores Depot.
T.4	✓ Coniferous 142 Hiltingbury Rd. in front	Within the curtilage of 118 Hiltingbury Road.
T.5	✓ Coniferous 138 in front.	Within the curtilage of 114 Hiltingbury Road.
✓ T.6	✓ Oak 94 in front.	Within the fourth plot to the west of No. 62 Hiltingbury Road.
✓ T.7	Ash 62 Pine Rd. in front.	Within the curtilage of 62 Pine Road.
T.8	Ash	Within the curtilage of 150 Park Road.
✓ T.9	Coniferous	Within the curtilage of 150 Park Road.
✓ T.10	Oak	Within the curtilage of 51 Pine Road.
✓ T.11	Fir	Within the curtilage of 2 Cuckoo Bushes Lane. <i>in front.</i>
✓ T.12	Fir	Within the curtilage of 4 Cuckoo Bushes Lane. <i>in front.</i>
✓ T.13	Birch	Within the curtilage of 8 Cuckoo Bushes Lane. <i>in front.</i>
✓ T.14	Fir	Within the curtilage of 36 Cuckoo Bushes Lane. <i>in front.</i>
✓ T.15	Birch 121 Pine Rd. along Pine Rd. frontage, Cheek Oaklands, Hursley Rd.	South of the drive to the Sanatorium Cemetery, Hursley Road.
✓ T.16	Oak 226/228 Hursley Rd. along tree belt,	On the west side of Hursley Road, approximately 100 ft. south of the access to Hiltingbury Farm.
✓ T.17	Oak P.C.C. in entrance to builders yard, Common Rd.	To the west of Ken Joy, Common Road.
T.18	Coniferous 51 Common Rd.	Within the curtilage of Chilbolton, Common Road.

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
T.19 ✓	Larch	Within the curtilage of 122 Park Road. ✓
T.20 ✓	Coniferous in Paulson Close. outside 132 Park Rd.	Within the curtilage of 134 Park Road.
T.21 ✓	Birch along entrance to 133 Park Rd.	Within the curtilage of Bain-bridge and Cope's Nursery, Park Road.
T.22 ✓	Larch 27 Common Rd. in front.	On the north side of Common Road, west of Pinewood Gardens.
T.23 ✓	Coniferous	Within the curtilage of 104 Park Road. in front. ✓
T.24 ✓	Birch 98/100 Park Rd. in front.	Within the curtilage of 100 Park Road.
T.25 ✓	Oak	Within the curtilage of 117 Hursley Road. ✓
T.26 ✓	Oak 90 Hursley Rd.	On the west side of Hursley Road, approximately 120ft. south of 98 Hursley Road.
T.27 ✓	Oak	Within the curtilage of 109 Hursley Road. in front. ✓
T.28 ✓	Coniferous	Within the curtilage of 89 Brown-hill Road. in front. ✓
T.29 ✓	Beech	Within the curtilage of 69 Brown-hill Road. ✓
T.30 ✓	Oak	Within the curtilage of 95 88 Park Road. at rear. ✓
T.31 ✓	Oak in road, by boundary No. 2, Tyrel.	On the north-west corner of Tyrel Road opposite No. 2 Tyrel Road.
T.32 ✓	Pine 23 Lakewood Rd. in N.E. corner.	South of the entrance to Heron House, Lakewood Road.
T.33 ✓	Birch	At the southern end of the frontage of Lakewood to Lakewood Road. ✓
T.34 ✓	Spruce	Within the curtilage of 51 Brown-hill Road. ✓
T.35 ✓	Horse chestnut	Within the curtilage of 53 Brown-hill Road. in front. ✓
T.36 ✓	Spruce	Within the curtilage of 59 Brown-hill Road. along frontage. ✓
T.37 ✓	Oak 48 Kingsway.	On the western corner of the junction of Merton Avenue and Kingsway.
T.38 ✓	Yew	Within the curtilage of 21 Merton Avenue. in front. ✓
T.39 ✓	Spruce	Within the curtilage of 15 Merton Avenue. in front. ✓
T.40 ✓	Pine	Within the curtilage of 9 Merton Avenue. in front. ✓

<u>on Map</u>	<u>Description</u>	<u>Situation</u>
✓ f.41	Birch	Within the curtilage of 40 Brownhill Road. ✓ <i>in front</i>
✓ T.42	Ash	~~Within the curtilage of 42 Brownhill Road.~~
T.43 ✓	Coniferous	Within the curtilage of 1 Purkess Close. ✓ <i>in front</i>
T.44 ✓	Cherry	In front of 6 Purkess Close. ✓ <i>in front</i>
T.45 ✓	Birch	In front of 10 Purkess Close. ✓ <i>in front</i>
T.46 ✓	Birch	On the east side of Park Road opposite the entrance to Merrieleas, <i>ivc. 47.</i> ✓ <i>along frontage</i>
T.47 ✓	Oak	At the eastern entrance to Merrieleas Cottage from Brownhill Road, west of 88 Brownhill Road. ✓ <i>along drive, west of No. 90, Brownhill Rd. No. 92</i>
T.48 ✓	Coniferous	Within the curtilage of 87 Hursley Road. ✓ <i>in front</i>
T.49 ✓	Coniferous	Within the curtilage of 79 Hursley Road. ✓ <i>in front</i>
T.50 ✓	Oak	At the southern corner of the grounds of 75 Hursley Road. ✓
T.51 ✓	Coniferous	Within the curtilage of 45 Hursley Road. ✓ <i>along frontage</i>
T.52 ✓	Birch	Within the curtilage of 31 Hursley Road. ✓ <i>in front</i>
T.53 ✓	Oak	On the forecourt of 27 Hursley Road. ✓ <i>27a</i>
T.54 ✓	Oak	In the north-west corner of the grounds of the Railway Hotel, Hursley Road. ✓ <i>24 Hursley Rd.</i>
T.55 ✓	Oak	At the rear of 15 Hursley Road. ✓
T.56 ✓	Oak	At the southern end of the builders yard east of Hursley Road opposite Chandlers Ford Railway Station. ✓ <i>3 Hursley Rd.</i>
T.57 ✓	Pine	On the east side of Hursley Road, north-east of the Gas Showrooms, No. 1 Winchester Road. ✓ <i>on S.W. corner of Winchester Rd.</i>
✓ T.58	Horse chestnut	On the frontage of Dunstone, No. 40 Park Road. ✓ <i>6</i>
✓ T.59	Horse chestnut	On the frontage of Dunstone, No. 40 Park Road. ✓ <i>6</i>
✓ T.60	Lime	On the frontage of Dunstone, No. 40 Park Road. ✓ <i>6</i>
✓ T.61	Lime	Within the curtilage of 27 Park Road. ✓ <i>on 19a (boundary)</i>
✓ T.62	Willow	On the south side of Kings Road to the west of 24 Kings Road. ✓ <i>26 Kings Rd.</i>

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
T. 63 ✓	Birch	Within the curtilage of 22 Kings Road. ✓ in front.
T. 64 ✓	Larch	Within the curtilage of 10 Kings Road. ✓
T. 65 ✓	Spruce	At the rear of 8 Kings Road. ✓
T. 66 ✓	Coniferous	Within the curtilage of Holm Cottage, Mead Road.
T. 67 ✓	Larch 67. Mead Rd.	Within the curtilage of 1 North View, Common Road.
T. 68 ✓	Ash 62. Common Rd.	Within the curtilage of 2 North View, Common Road.
T. 69 ✓	Coniferous	Within the curtilage of 8 Valley Road. ✓
T. 70 ✓	Birch	Within the curtilage of 6 Valley Road.
T. 71 ✓	Pine	Within the curtilage of 4 Valley Road.

TREES SPECIFIED BY REFERENCE TO AN AREA

(within a dotted black line on the map)

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
A. 1 ✓	The several trees of whatever species standing in the roadside belt numbered A.1 on the map	At the junction of Hursley Road and Hocombe Road.
A. 2 ✓	The several trees of whatever species standing in the roadside belt numbered A.2 on the map	Fronting on to Hursley Road between 295 Hursley Road and the northern boundary of 269 Hursley Road.
A. 3 ✓	The several trees of whatever species standing in the area numbered A.3 on the map	Within the properties known as 269 Hursley Road and Hiltingbury Cottage.
A. 4 ✓	The several trees of whatever species standing in the roadside belt numbered A.4 on the map	On the north side of Hiltingbury Road between the gravel pit and 269 Hursley Road.
A. 5 ✓	The several trees of whatever species standing in the area numbered A.5 on the map	North of Hiltingbury Road and at present forming part of the Army Families Camp.
A. 6 ✓	The several trees of whatever species standing in the roadside belt numbered A.6 on the map	On the north side of Hiltingbury Road on the frontage of 62 Hiltingbury Road and three plots to the west.
A. 7 ✓	The several trees of whatever species standing in the roadside belt numbered A.7 on the map	On the west side of Hursley Road extending northwards from the access to Hiltingbury Farm to the southern boundary of Chandlers Ford Cricket Ground.
A. 8 ✓	The several oak and birch trees standing in the roadside belt numbered A.8 on the map	On the west side of Hursley Road extending northwards from a point approximately 80 ft. north of the northern boundary of the Admiralty Victualling yard for a distance of approximately 800 ft.

on Map	Description	Situation
A.9 ✓	The several trees of whatever species standing in the road-side belt numbered A.9 on the map	To the north of Chandlers, Hursley Road and extending along the northern boundary of that property for a distance of approximately 230 ft. to the junction of Hiltingbury Road and Hursley Road, thence south along the east side of Hursley Road for a distance of approximately 420 ft. to the southern boundary of Merrilies.
A.10 ✓	The several trees of whatever species standing in the area numbered A.10 on the map	At the rear of Chandlers and Merrilies, Hursley Road.
A.11 ✓	The several trees of whatever species standing in the area numbered A.11 on the map	North of the Sanatorium Cemetery and south-west of the Polish Hostel, Hiltingbury Road.
A.12 ✓	The several trees of whatever species standing in the area numbered A.12 on the map	At the rear of 71 Hiltingbury Road and 2, 4 and 6 Pine Road.
A.13 ✓	The several trees of whatever species standing in the area numbered A.13 on the map	Within the grounds of 6 Pine Road and Stanford, Pine Road.
A.14 ✓	The several oak, birch and larch trees within the area numbered A.14 on the map	Fronting on to the north side of Pine Road west of 42 Pine Road and extending north to the Polish Hostel and at the rear of 30, 32, 34, 36, 38, 40 and 42 Pine Road.
A.15 ✓	The several oak, birch and pine trees within the area numbered A.15 on the map	North of Common Road at the rear of Bainbrigge and Cope's Nursery, Park Road.
A.16 ✓	The several oak and birch trees within the belt numbered A.16 on the map	On the east side of the footpath at the rear of Bainbrigge and Cope's Nursery, Park Road, and north of Marysgold, for a distance of approximately 250 ft.
A.17 ✓	The several trees of whatever species standing in the road-side belt numbered A.17 on the map	South of Common Road, east of 8 Common Road for a distance of approximately 140 ft.
A.18 ✓	The several trees of whatever species standing in the road-side belt numbered A.18 on the map	South of Common Road, west of 5 Common Road for a distance of approximately 200 ft.
A.19 ✓ X	The several oak, birch and pine trees standing in the area numbered A.19 on the map	At the northern corner of the junction of Merton Avenue and Tyrrel Road.
A.20 ✓	The several trees of whatever species standing in the road-side belt numbered A.20 on the map	Along the frontage and eastern boundary of 55 Merton Avenue.
A.21 ✓ ✓	The several trees of whatever species standing in the belt numbered A.21 on the map	Along the west and south-east frontages of 53 Merton Avenue.
A.22 ✓	The several trees of whatever species standing in the area numbered A.22 on the map	Within the curtilage of Garth House, including the frontages to Merton Avenue and Lakewood Road.

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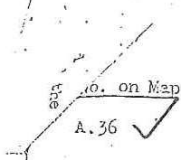
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No. on Map	Description	Situation
A.23 ✓	The several spruce and oak trees standing in the roadside belt numbered A.23 on the map	On the east side of Lakewood Road between Merdon Lodge and the drive to Little Merdon.
A.24 ✓ East only	The several oak, larch and birch trees standing in the roadside belt numbered A.24 on the map	On the south-east side of Lakewood Road and extending along the northern side of Merdon Avenue from the western boundary of 37 Merdon Avenue and thence north-east to the southern boundary of "Oakhaven", Lakewood Road.
A.25 ✓	The several trees of whatever species standing in the roadside belt numbered A.25 on the map	On the north side of Merdon Avenue, extending westwards from the western boundary of 27 Merdon Avenue for a distance of approximately 200 ft.
✓ A.26 ✓	The several oak trees standing in the area numbered A.26 on the map	On the eastern corner of the junction of Merdon Avenue and Kingsway within the curtilage of 53 Kingsway.
✓ A.27 ✓	The several oak, birch, ash and yew trees standing in the area numbered A.27 on the map	On the south-west side of Merdon Avenue within the curtilage and north-west of 2 Merdon Avenue.
✓ A.28 ✓	The several oak and birch trees standing in the area numbered A.28 on the map	Along the south-east side of Kingsway, within the curtilage of Brook House, Merdon Avenue.
✓ A.29 ✓	The several oak and birch trees standing in the roadside belt numbered A.29 on the map	Along the south-east side of Kingsway, between the southern boundary of Brook House and the northern boundary of Streamacre.
✓ A.30 ✓	The several trees of whatever species standing in the roadside belt numbered A.30 on the map	On the western corner of the junction of Merdon Avenue and Kingsway and extending on the north-west side of Kingsway along the frontage of Hazlewood Gardens and 36A Kingsway.
✓ A.31 ✓	The several oak and fir trees standing in the area numbered A.31 on the map	At the rear of 41 Brownhill Road and including the frontage of 36 Kingsway.
✓ A.32 ✓	The several trees of whatever species standing in the roadside belt numbered A.32 on the map	Along the south-east, south and west frontages of 41 Brownhill Road.
✓ A.33 ✓	The several oak, pine and birch trees standing in the roadside belt numbered A.33 on the map	On the east side of Lakewood Road north of A.32 and extending along the south side of Merdon Avenue for a distance of approximately 150 ft.
✓ A.34 ✓	The several trees of whatever species standing in the roadside belt numbered A.34 on the map	On the south-west side of Merdon Avenue along the frontage of 34 Merdon Avenue.
A.35 ✓	The several oak, pine and birch trees standing in the roadside belt numbered A.35 on the map	On the south side of Merdon Avenue along the frontage of Heron, Lakewood Road.



Description

Situation

A.36 ✓

The several oak, pine and birch trees standing in the roadside belt numbered A.36 on the map

On the north-west side of Lakewood Road between Greenhunters and Lakewood, Lakewood Road.

A.37 ✓

The several pine and birch trees standing in the area numbered A.37 on the map

Within the curtilage and to the south-west of Lakewood, Lakewood Road.

A.38 ✓

The several oak, pine, birch and fir trees standing in the area numbered A.38 on the map

On the south side of Tyrrel Road and east of Park Road, north of 77 Park Road and at the rear of 75 and 77 Park Road.

A.39 ✓

The several birch and oak trees standing in the area numbered A.39 on the map

On the east side of 75 Brownhill Road, fronting Brownhill Road.

A.40 ✓

The several oak, ash and larch trees standing in the area numbered A.40 on the map

On the west side of 85 Brownhill Road, fronting Brownhill Road.

A.41 ✓

The several oak and birch trees standing in the area numbered A.41 on the map

South of Valley Road on the east side of 38 Valley Road with a frontage of approximately 160 ft. to Valley Road and a depth of approximately 250 ft.

A.42 ✓

The several oak and birch trees standing in the area numbered A.42 on the map

South of Valley Road to the west of 40 Valley Road.

A.43 ✓

The several oak and birch trees in the belt numbered A.43 on the map

Along the north-west side of Kingsway South from the stream in a north-easterly direction to within approximately 130 ft. of Brownhill Road and thence westwards along the rear of 56, 58 and 60 Brownhill Road.

A.44 ✓

The several trees of whatever species standing in the area numbered A.44 on the map

South of Brownhill Road between 60 and 66 Brownhill Road for a depth of approximately 300 ft. and thence westwards at the rear of 66, 70, 74 and 76 Brownhill Road.

A.45 ✓

The several trees of whatever species standing in the area numbered A.45 on the map

South of Brownhill Road between 70 and 74 Brownhill Road for a depth of approximately 400 ft.

A.46 ✓

The several trees of whatever species standing in the roadside belt numbered A.46 on the map

Along the south side of Brownhill Road west of 76 Brownhill Road to the junction of that road with Park Road and thence southwards on the east side of Park Road for a distance of approximately 350 ft. and including a depth of approximately 250 ft. from Park Road.

A.47 ✓

The several elm trees standing in the roadside belt numbered A.47 on the map

On the west side of Hursley Road north of Ford Farm and at the entrance to the Ritchie Memorial Hall.

A.48 ✓

The several trees of whatever species standing in the area numbered A.48 on the map

Surrounding Merriellcas and Merriellcas Cottage, bounded by Park Road on the east, by Brownhill Road on the north and by pasture land on the south-west.

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
✓ A.49 ✓	The several pine trees standing in the roadside belt numbered A.49 on the map.	Extending for approximately 260 ft. along the east side of Park Road and for approximately 320 ft. along the south side of Common Road.
✓ A.50 ✓	The several trees of whatever species standing in the area numbered A.50 on the map	South of Merton Avenue on the south-west corner of the junction of Merton Avenue and Tyrrel Road.

GROUPS OF TREES

(within a broken black line on the map)

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
✓ G.1 X	1 ash, 4 oak, 2 birch P.C.N.	South side of Hoccombe Road to the west of Hoccombe Bridge.
✓ G.2 ✓	1 oak, 1 birch	Within the curtilage of 301 Hursley Road.
✓ G.3 ✓	2 coniferous	Within the curtilage of Hiltingbury Cottage, Hursley Road.
✓ G.4 X	5 birch, 1 oak, 1 sweet chestnut	At the entrance to the gravel pit, Hiltingbury Road.
✓ G.5 ✓	1 pine, 1 ash	Within the curtilage of 67 Hiltingbury Road.
✓ G.6 ✓	6 fir	Along the frontage of 71 Hiltingbury Road.
✓ G.7 X	15 oak, 1 birch	On the south side of Baddesley Road from its junction with Hursley Road and on the east side of the Chandlers Ford Cricket Ground along the west side of Hursley Road.
✓ G.8 ✓	8 oak, 3 birch	On the east side of Hursley Road south of the southern boundary of Merrilies to the entrance to the Sanatorium Cemetery and (along the north side of the drive to the Cemetery).
✓ G.9 ✓	2 oak	On the north side of the road to the north of the Sanatorium, 100 ft. east of the entrance to the Sanatorium Cemetery.
✓ G.10 ✓	9 pine, 1 oak	On the north side of the road to the north of the Sanatorium and to the west of West Mead.
✓ G.11 ✓	4 birch, 3 oak, 1 horse chestnut, 1 pine	In front of and within the curtilage of 50 Pine Road and in front of 52 Pine Road. Nos. 70 & 72.
✓ G.12 ✓	1 ash, 2 coniferous	Within the curtilage of 34 and 36 Pine Road. 54 & 56
✓ G.13 ✓	2 coniferous	Within the curtilage of 46 Pine Road.
✓ G.14 ✓	1 ash, 1 sycamore, 1 oak, 2 birch, 2 coniferous	Within the curtilage of 14 and 18 Pine Road.

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
G.36 ✓	3 maple	Within the curtilage of 1 Valley Road.
G.37 ✓	3 birch, 1 beech, 1 ash	Within the curtilage of Branksome and The Firs, Valley Road.
G.38 ✓	4 larch, 1 oak, 1 coniferous	Within the curtilage of 9 and 11 Valley Road.
G.39 ✓	2 birch	Within the curtilage of 13 Valley Road.
G.40 ✓	2 oak, 2 larch, 1 birch	Within the curtilage of 27 Valley Road.
G.41 ✓	2 aspen, 1 oak	Within the curtilage of 37 Valley Road.
? ✓	4 birch, 3 oak	On the north side of Valley Road between 37 and 51 Valley Road.
G.43 ✓	2 coniferous	Within the curtilage of 119 Hursley Road.
G.44 ✓	2 beech, 1 horse chestnut, 4 coniferous	Within the curtilage of 131 Hursley Road.
G.45 ✓	2 beech	Within the curtilage of 120 Hursley Road.
G.46 ✓	3 oak, 1 ash, 5 coniferous	Within the curtilage of 100, 102 and 104 Hursley Road.
G.47 ✓	1 oak, 1 Chile pine	Within the curtilage of 115 Hursley Road.
G.48 ✓	1 sycamore, 1 horse chestnut	Within the curtilage of 101 Hursley Road.
G.49 ✓	1 oak, 3 coniferous	Within the curtilage of 93 and 95 Hursley Road.
G.50 ✓	1 oak, 1 larch	Within the curtilage of 103 Brownhill Road.
G.51 ✓	3 larch, 1 ash, 1 beech, 1 coniferous	Within the curtilage of 81 Brownhill Road.
G.52 ✓	2 larch, 2 birch, 7 coniferous	Within the curtilage of 75 Brownhill Road.
G.53 ✓	3 beech, 1 coniferous, 1 Chile pine	Within the curtilage of 71 Brownhill Road.
G.54 ✓	3 birch	Within the curtilage of 86, 88 and 90 Park Road.
G.55 ✓	1 pine, 1 acacia	Within the curtilage of 92 Park Road.
G.56 ✓	2 lime	Within the curtilage of 96 Park Road.
G.57 ✓	1 birch, 1 lime	Within the curtilage of 2 Valley Road.
G.58 ✓	2 birch	On the west side of Tyrrel Road opposite 5 Tyrrel Road.
G.59 ✓	4 oak, 5 pine, 1 birch	Within the curtilage and on the frontage of 7 Tyrrel Road.

<u>Map</u>	<u>Description</u>	<u>Situation</u>
G. 15 ✓	2 birch, 1 pine	Between 29 Pine Road and 431 Park Road.
G. 16 ✓	5 horse chestnut, 2 ash, 2 acacia, 2 coniferous	Within the curtilage of 129 and 131 Park Road.
G. 17 ✓	4 pine	Within the curtilage of 33 Pine Road.
G. 18 ✓	1 horse chestnut, 1 larch, 1 ash, 1 coniferous, 1 broadleaf	Within the curtilage of 41 Pine Road.
G. 19 ✓	11 oak, 2 birch, 1 pine	Within the curtilage of 43, 45 and 47 Pine Road.
G. 20 ✓	4 oak	Within the curtilage of 43 Pine Road along the north side of Cuckoo Bushes Lane.
G. 21 ✓	3 larch	Within the curtilage of 4 Cuckoo Bushes Lane.
G. 22 ✓	2 fir, 1 ash	Within the curtilage of 32 Cuckoo Bushes Lane.
G. 23 X	3 oak	On the east side of Hursley Road, south of the entrance to the Sanatorium Cemetery.
G. 24 X	1 oak, 1 ash	On the east side of Hursley Road north of Hampshire County Council Road Depot.
G. 25 ✓	6 oak	On the west side of Hursley Road between the entrance to the Admiralty Victualling Yard and 114 Hursley Road.
G. 26 ✓	2 oak, 1 birch	Within the curtilage of 163 Hursley Road.
G. 27 ✓	2 coniferous	Within the curtilage of 157 Hursley Road.
G. 28 ✓	3 yew	Within the curtilage of 151 Hursley Road.
G. 29 ✓	2 larch, 1 coniferous	At the rear of 151 Hursley Road.
G. 30 ✓	2 oak, 1 birch	Within the curtilage of Quinton and Mortdale and on the plot to the east of Mortdale, Common Road.
G. 31 ✓	2 horse chestnut	At the north-east corner of the junction of Common Road and Park Road.
G. 32 ✓	2 ash, 6 pine	Within the curtilage of Red Roof, April Cottage and Mauwen and to the east of Mauwen, Common Road.
G. 33 ✓	3 birch, 1 pine, 1 oak, 1 sycamore	On the south side of Common Road within the curtilage of Noel, Common Road and along the northern boundary of Firwood Nursery.
G. 34 ✓	3 pine	Along the footpath on the eastern boundary of Firwood Nursery.
G. 35 ✓	6 birch, 3 pine, 11 coniferous	Within the curtilage of 116, 118 and 120 Park Road.

6 birch
coniferous

A l l e y o n M a p			
G a r d e n s	G.60 ✓	3 oak, 1 ash	Within the curtilage of 3 and 5 Tyrrel Road.
	G.61 ✓	2 oak	Within the curtilage of 1 Tyrrel Road.
C o u n t y	G.62 ✓	1 oak, 1 pine, 1 birch, 1 coniferous	Within the curtilage of ⁵⁸ ~~46~~ Merton Avenue.
	G.63 ✓	3 oak	Within the curtilage of ⁵⁴ ~~42~~ Merton Avenue.
P a r k l a n d	G.64 ✓	2 birch	Within the curtilage of ⁵⁴ ~~22~~ Merton Avenue.
	G.65 ✓	2 pine, 1 coniferous	Within the curtilage of Green-hunters, Lakewood Road.
S t r e e t	G.66 ✓	6 birch	Along the Lakewood Road frontage of Lakewood.
	G.67 ✓	2 pine	Within the curtilage of 1 Lakewood Road.
T r a c k	G.68 ✓	1 horse chestnut, 1 larch, 2 aspen, 3 coniferous, 5 spruce	Within the curtilage of 55 Brownhill Road.
	G.69 ✓	2 birch, 1 larch, 4 coniferous	Within the curtilage of 61 Brownhill Road.
W o o d	G.70 ✓	2 birch	Within the curtilage of 77 Park Road.
	G.71 ✓	4 spruce, 2 larch, 1 birch	Within the curtilage of ³⁶ ~~4~~ Lakewood Road.
F i e l d	G.72 ✓	2 coniferous	Within the curtilage of 37 Merton Avenue.
	G.73 ✓	5 oak	Within the curtilage of 29 Merton Avenue.
O t h e r	G.74 ✓	2 birch, 2 fir, 1 aspen	Within the curtilage of 7 Merton Avenue.
	G.75 ✓	1 beech, 3 birch	Within the curtilage of 3 and 5 Merton Avenue.
S e p a r a t e	G.76 ✓	1 birch, 1 ash	Within the curtilage of 14 Merton Avenue.
	G.77 ✓	4 spruce, 1 birch, 2 coniferous	Along the frontage of 24 Merton Avenue.
S e p a r a t e	G.78 ^{Gage} ✓	2 oak	Within the curtilage of 24 Merton Avenue.
	G.79 ✓	1 sycamore, 4 oak	Along the Merton Avenue frontage of the property known as Brook House.
S e p a r a t e	G.80 ✓	1 ash, 2 oak	Along the Kingsway frontage of the property known as Streamacre.
	G.81 ✓	6 oak	Along the Brownhill Road frontage of the property known as Streamacre.
S e p a r a t e	G.82 ✓	3 oak, 1 larch	Within the curtilage of 11 Brownhill Road.

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
G.83 ✓	1 oak, 1 coniferous	Within the curtilage of 22 Brownhill Road.
G.84 ✓	1 oak, 2 birch, 3 spruce	Within the curtilage of 24, 26, 28 and 30 Brownhill Road.
G.85 ✓	1 fir, 1 coniferous	At the front of 3 Purkess Close.
G.86 ✓	3 oak	At the rear of 3 and 4 Purkess Close.
G.87 ✓	2 coniferous	At the front of 8 Purkess Close.
G.88 ✓	5 oak, 1 birch	At the rear of 6, 7, 8, 9 and 10 Purkess Close.
G.89 ✓	1 ash, 1 coniferous	At the front of 15 and 16 Purkess Close.
G.90 ✓	4 oak, 1 birch	North of 25 Kingsway.
G.91 ✓	2 oak	Within the curtilage of 25 Kingsway.
G.92 ✓	3 oak, 1 spruce, 1 larch, 1 coniferous	At the front of 9, 11 and 13 Kingsway.
G.93 ✓	2 oak	Along the frontage of 2 Kingsway
G.94 ✓	3 oak	Within the curtilage of 5 Kingsway.
G.95 ✓	1 oak, 2 birch, 1 ~~beech~~ ^{Scots pine}	Within the curtilage of 3 Kingsway.
G.96 ✓	2 oak	Within the curtilage of 1 Kingsway.
G.97 ✓	1 beech, 8 coniferous	Within the curtilage of 3 Kings Road.
G.98 ✓	2 oak, 3 larch, 1 birch	Within the curtilage of 76 Brownhill Road.
G.99 ✓	1 larch, 1 oak, 1 birch	Within the curtilage of 70 Brownhill Road.
G.100 ✓	3 birch, 1 beech	Within the curtilage of 66 Brownhill Road.
G.101 ✓	1 pine, 6 coniferous	Within the curtilage of 56, 58 and 60 Brownhill Road.
G.102 ✓	6 oak, 3 sycamore, 2 birch	On the land to the east of 56 Brownhill Road.
G.103 ✓	3 oak	Within the curtilage of 98 Brownhill Road.
G.104 ✓	4 birch	Within the curtilage of 58 Hursley Road.
G.105 ✓	2 horse chestnut	Within the curtilage of 39 Hursley Road.
G.106 ✓	1 yew, 1 spruce, 1 oak, 1 ash	Within the curtilage of The Old Cottage, Hursley Road.
G.107 ✓	1 oak, 1 beech, 1 aspen	Within the curtilage of 37 Hursley Road.

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
G.108 ✓	1 beech, 1 birch, 1 oak	Within the curtilage of 35 Hursley Road.
G.109 ✓	2 oak	Within the curtilage of 29 Hursley Road.
G.110 ✓	2 oak	On the west side of Hursley Road, north of 14 Hursley Road.
G.111 ✓	2 oak	On the Hursley Road frontage of the Railway Hotel.
G.112 ✓	2 birch	Within the curtilage of 9 Hursley Road.
G.113 ✓	6 birch	Within the curtilage of 2 Park Road.
G.114 ✓	1 fir, 8 coniferous	Within the curtilage of 12 Park Road.
G.115 ✓	1 birch, 2 coniferous	Within the curtilage of 16 and 18 Park Road.
G.116 ✓	2 lime	Within the curtilage of 20 Park Road.
G.117 ✓	1 lime, 1 horse chestnut	At the south-east corner of the junction of Park Road and Kings Road.
G.118 ✓	1 ash, 1 birch	Within the curtilage of 8 Kings Road.
G.119 ✓	2 poplar, 1 birch	Within the curtilage of 57 Winchester Road.
G.120 ✓	3 oak	On the south side of Common Road opposite Ken Joy.
G.121 ✓	9 birch, 2 oak, 2 spruce, 1 ash	Within the curtilage of 14, 16, 18, 20 and 24 Valley Road, between 20 and 24 Valley Road, and to the west of 24 Valley Road.

WOODLANDS

(within a continuous black line on the map)

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
W.1	Mixed coniferous and deciduous trees consisting mainly of hardwoods	At the rear of dwellings fronting on to Hursley Road between Hoccombe Road and Hiltingbury Road.
W.2 ✓	Mixed coniferous and deciduous trees consisting mainly of hardwoods	Bounded by Hoccombe Road to the north, and Hiltingbury Road to the south, and excluding the frontage to Lakewood Road and the area occupied by the Army Families Camp.

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.

(g) by or at the request of a River Board established under the River Boards Act, 1948, or a Drainage Board constituted or treated as having been constituted under the Land Drainage Act, 1930, where the tree interferes or would interfere with the exercise of any functions of the Board in relation to the maintenance, improvement or construction of water courses or of drainage works.

THIRD SCHEDULE

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

15. Reference of applications to the Minister. (1) The Minister may give directions to the authority requiring that any application for consent under the Order, or all such applications of 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.

16. Appeals to the Minister. (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.

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.

21. Revocation or modification of consent under the Order. (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 an 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.

22. Supplementary provisions as to revocation and modification. (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 the 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 Council of the County of
Southampton the twenty-seventh day
of September in the year nineteen
hundred and fifty-four,

L.S.

J. W. PARR

F. V. BARBER

Two Members of the County Council.

C. G. HICKSON

Deputy Clerk of the County Council.

P.2979

The Minister of Housing and Local Government
in exercise of the powers conferred upon him by sub-
section (3) of Section 28 of the Town and Country
Planning Act, 1947, hereby confirms the above Order,
subject to the modifications shown in red thereon.

GIVEN under the official seal of the
Minister of Housing and Local
Government this fifteenth day
of August, nineteen hundred and
fifty-five

L.S.

(sgd) E. H. T. WILTSHIRE

Assistant Secretary,
Ministry of Housing and Local
Government