

---

STATUTORY INSTRUMENTS

---

**2012 No. 605**

The Town and Country Planning (Tree  
Preservation)(England) Regulations 2012

PART 5

APPEALS

**Preliminary information**

**20.** The relevant authority shall, as soon as practicable after receiving notification of an appeal, send copies of the following to the Secretary of State—

- (a) in the case of a tree preservation order appeal—
  - (i) the application for consent, where relevant; and
  - (ii) the decision of the relevant authority, if any, including any condition made by the authority in relation to the decision;
- (b) in the case of a tree replacement notice appeal—
  - (i) the notice issued under section 207(1);
  - (ii) where the notice has been issued following a failure to plant replacement trees under a condition of consent, the original application and consent;
  - (iii) where the notice has been issued as a result of a contravention of these regulations within section 206(1)(a)(1) (removal, uprooting or destruction of tree in contravention of tree preservation regulations), the date of that breach, if not included in the notice; and
  - (iv) where the notice has been issued as a result of a failure to replace a protected tree removed under the exception in section 206(1)(b)(2) (dead or dangerous tree), the date of the alleged failure, if not included in the notice.

---

(1) Section 206(1) was amended by section 192(8) of, and paragraphs 7 and 11 of Schedule 8 to, the Planning Act 2008.

(2) For the meaning of “prescribed time” in section 206(1)(b), see regulation 25 below.