
 STATUTORY INSTRUMENTS

1979 No. 791

FORESTRY

The Forestry (Felling of Trees) Regulations 1979

<i>Made</i> - - - -	9th July 1979
<i>Laid before Parliament</i>	18th July 1979
<i>Coming into Operation</i>	9th August 1979

The Forestry Commissioners, in exercise of the powers conferred upon them by sections 10(1), 11(2), 14(3), 15(2), 16(2), 19(3), 20(1), 21(2), (3) and (5), 23(1), 24(2), 25(1), 26(2) and 32(1) and (2) of the Forestry Act 1967(a), and of every other power enabling them in that behalf, and after consultation with the Home Grown Timber Advisory Committee, hereby make the following Regulations:—

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Forestry (Felling of Trees) Regulations 1979 and shall come into operation on 9th August 1979.

(2) These Regulations shall apply to Great Britain.

Revocation of previous regulations

2. The Forestry (Felling of Trees) Regulations 1951(b) are hereby revoked.

Interpretation

3.—(1) In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say—

“the Act” means the Forestry Act 1967;

“the appropriate Minister” means the Minister of Agriculture, Fisheries and Food as respects England, the Secretary of State for Scotland as respects Scotland and the Secretary of State for Wales as respects Wales;

“the Commissioners” means the Forestry Commissioners;

“the Conservator” means, in relation to the service of any document, the Commissioners’ Conservator of Forests for the conservancy in which the trees to which the document relates are or were growing; and

“licence” means a licence under Part II of the Act authorising the felling of trees.

(2) Any reference in these Regulations to a form denoted by a number shall be construed as a reference to the form so numbered in Schedule 1 hereto or a form substantially to the like effect.

(a) 1967 c. 10; section 35 was amended by the Town and Country Planning Act 1971 (c. 78), section 291 and Schedule 23, Part II, and by the Town and Country Planning (Scotland) Act 1972 (c. 52), section 276 and Schedule 21, Part II.

(b) S.I. 1951/1726.

Applications for licences

4. Any application for a licence made under section 10(1) of the Act shall set out such particulars relevant to the application as the Commissioners may reasonably require including the particulars listed in Schedule 2 hereto and shall be sent to the Conservator in duplicate or, if a tree preservation order is in force in respect of any of the trees in respect of which the application for a licence is made, in triplicate, on a form which shall be supplied by him on request.

Claims for compensation

5. Any claim for compensation made under section 11(2) of the Act (which relates to compensation for refusal of a licence) shall be in Form 1, if the land on which the trees concerned are or were growing is situate in England or Wales, or in Form 2, if the land is situate in Scotland, and shall be sent to the Conservator.

Notices under section 14 of the Act

6. Any notice under section 14(3) of the Act (which relates to the right of an applicant for a licence authorising the felling of trees in accordance with a plan approved by the Commissioners to require them to buy the trees if the licence is refused) shall be in Form 3 and shall be sent to the Conservator within three months after the receipt by the applicant for the licence of the Commissioners' notice of refusal thereof.

Prescribed period under section 15 of the Act

7. For the purposes of section 15(2) of the Act (which provides the procedure to be followed where the Commissioners propose to grant a licence in respect of any felling of trees for which consent is required under a tree preservation order and give the requisite notice in writing of the proposal to the authority by whom the order was made and the authority within the prescribed period after the receipt of the notice object to the proposal and do not withdraw the objection) the prescribed period shall be one month.

Review of refusal of licence or conditions of licence

8.—(1) Any notice under section 16(2) of the Act (which relates to the review of a refusal of a licence or of the conditions subject to which a licence has been granted) shall be served on the appropriate Minister within three months after—

- (a) in the case of a refusal of which notice has been given under section 10(6) of the Act, the receipt of that notice by the applicant for the licence;
- (b) in the case where refusal is deemed to take place by virtue of section 13(1) of the Act, the expiration of the period specified in that section; and
- (c) in the case of the grant of a licence subject to conditions, the receipt of the licence by the applicant therefor.

(2) Any notice under section 16(2) of the Act shall be in Form 4, 5 or 6 according as the case falls within sub-paragraph (a), (b) or (c) of the preceding paragraph of this Regulation.

Prescribed period under section 19 of the Act

9. For the purposes of section 19(3) of the Act (which provides the procedure to be followed where the Commissioners propose to give felling directions in respect of trees to which a tree preservation order relates and give the requisite notice in writing of the proposal to the authority by whom the order was made and the authority within the prescribed period after the receipt of the notice object to the proposal and do not withdraw the objection) the prescribed period shall be one month.

Review of felling directions

10. Any notice under section 20(1) of the Act (which relates to the review of felling directions given by the Commissioners) shall be served on the appropriate Minister within three months after the receipt of the directions to which it relates and shall be in Form 7.

Notices and prescribed periods under section 21 of the Act

11.—(1) Any notice under section 21(2) of the Act (which relates to the right of a person to whom felling directions are given to require his trees or his interest in land to be acquired) shall be given to the appropriate Minister within three months after the receipt of the directions to which it relates and shall be in Form 8.

(2) For the purposes of section 21(3) of the Act (which provides that, where a notice is given under section 21(2) of the Act, the appropriate Minister may within the prescribed period after receiving it take certain action) the prescribed period shall be three months, in the reckoning of which no account shall be taken of the time during which, in pursuance of paragraph (2) of the next following Regulation, proceedings on the notice are postponed.

(3) For the purposes of section 21(5) of the Act (which provides that, where the committee referred to therein have made a report to the appropriate Minister, he may in certain cases and within the prescribed period after receiving it take certain action) the prescribed period shall be three months.

Proceedings in respect of felling directions

12.—(1) Where a request has been duly made under section 20(1) of the Act (which relates to the review of felling directions given by the Commissioners) any proceedings on that request in respect of the felling directions to which it relates may be postponed—

- (a) until a notice has been duly given in respect of those directions under section 21(2) of the Act (which relates to the right of a person to whom felling directions are given to require his trees or his interest in land to be acquired) or
- (b) until the expiration of the period within which such a notice might be given,

whichever event first happens.

(2) Where a notice has been duly given under section 21(2) of the Act, any proceedings on that notice in respect of the felling directions to which it relates may be postponed—

- (a) until a request has been duly made in respect of those directions under section 20(1) of the Act or

(b) until the expiration of the period within which such a notice might be given,
whichever event first happens.

(3) Where such a request and such a notice are duly made and given in respect of the same directions, the appropriate Minister may arrange for any proceedings before a committee on the notice to be taken concurrently with any proceedings before a committee on the request.

Prescribed period under section 24(2) of the Act

13. For the purposes of section 24(2) of the Act (which provides that, in the event of failure to carry out works in accordance with conditions of a licence or to comply with felling directions, the Commissioners may give notice to the owner of the land or the owner of the trees, as the case may be, requiring such steps as may be specified in the notice to be taken within such time (not being less than the prescribed period after the notice has become operative) as may be so specified for remedying the default) the prescribed period shall be three months.

Notices under section 25 of the Act

14. Any notice under section 25(1) of the Act (which relates to a request for the review of a requirement that the steps specified in a notice given under section 24(2) of the Act shall be taken) shall be in Form 9 and shall be served on the appropriate Minister within three months after the receipt by the owner of the land or the owner of the trees, as the case may be, of the notice under section 24(2) of the Act.

Claims under section 26 of the Act

15. Any claim made under section 26(2) of the Act (which provides for payment by the Commissioners to the owner of the trees removed by them) shall be in Form 10 if the land on which the trees concerned were growing is situate in England or Wales, or in Form 11, if the land is situate in Scotland, and shall be sent to the Conservator.

Verification of claims and notices

16. The Commissioners or the appropriate Minister, as the case may be, may require any particulars specified in any claim or notice made or given under the Act to be verified by statutory declaration.

In Witness whereof the Official Seal of the Forestry Commissioners is hereunto affixed on 9th July 1979.

(L.S.)

P. J. Clarke.
Secretary to the Forestry Commissioners.

Reg. 3(2)

SCHEDULE 1

Reg. 5

FORM 1

FORESTRY ACT 1967

Claim for Compensation (England and Wales)

1. I [full name]
of [address]
hereby claim from the Forestry Commissioners compensation in respect
of the depreciation in the value of the trees described in the Schedule
below which is attributable to deterioration in the quality of the timber
comprised therein in consequence of the refusal by the Commissioners
to grant a licence authorising the felling of those trees.

2. The refusal was communicated by a notice (number.....
dated) given to by the
Forestry Commissioners.

or

2. The Forestry Commissioners not having given notice of their
decision on the application for a licence made to them on
.....[date] by [name and address]
within the period limited by section 13(1) of the Forestry Act 1967, the
licence is deemed to have been refused on the [date]
when that period expired.

3. No previous claim for compensation has been made in respect of
these trees.

or

3. [A] previous claim[s] has/have been made in respect of these
trees viz., on the [date].

4. The amount of my claim for compensation is £.....
computed as follows:—
.....
and is in respect of deterioration which has taken place during the period
from [date of refusal of licence or last previous claim, as
the case may be] to the [date hereof or, if the trees have
been felled, date of felling].

5. [Immediately before the trees were felled]* the legal estate in fee ^{If claim} simple in the land on which the trees are/were* growing is/was* vested ^{made by} in me and my interest in the trees is not subject to any mortgage [or is ^{Owner.} subject to a first mortgage in favour of[name]
of [address]].

or

5. [Immediately before the trees were felled]* the legal estate in fee ^{If claim} simple in the land on which the trees are/were* growing is/was* vested ^{made by} in [name] of [address] ^{Mortgagee.} and his interest in the trees is subject to a first mortgage in my favour.

Delete if a mortgage exists.

6. [Immediately before the trees were felled]* the trees are/were* [not] comprised in a settlement within the meaning of the Settled Land Act 1925(a). The trustees of that settlement are [names] and I am [not] impeachable for waste in respect of the trees.

The situation should be given by reference to the county and parish and a 1:10,000 ordnance survey sheet should be attached showing the area in which the trees are or were growing.

SCHEDULE
SITUATION AND DESCRIPTION OF TREES

Signed.....
Date

*Delete if trees are still standing.

To: The Conservator,
Forestry Commission,
.....
.....

Reg. 5

FORM 2

FORESTRY ACT 1967
Claim for Compensation (Scotland)

1. I [full name] of [address] hereby claim from the Forestry Commissioners compensation in respect of the depreciation in the value of the trees described in the Schedule below which is attributable to deterioration in the quality of the timber comprised therein in consequence of the refusal by the Commissioners to grant a licence authorising the felling of those trees.

2. The refusal was communicated by a notice (number dated) given to by the Forestry Commissioners.

or

2. The Forestry Commissioners not having given notice of their decision on the application for a licence made to them on [date] by [name and address] within the period limited by section 13(1) of the Forestry Act 1967, the licence is deemed to have been refused on the [date] when that period expired.

3. No previous claim for compensation has been made in respect of these trees.

or

(a) 1925 c. 18.

3. [A] previous claim[s] has/have been made in respect of these trees viz., on the [date].

4. The amount of my claim for compensation is £..... computed as follows:—

..... and is in respect of deterioration which has taken place during the period from [date of refusal of licence or last previous claim, as the case may be] to the [date hereof or, if the trees have been felled, date of felling].

5.—(a) I claim as owner of the trees—
being the proprietor of the *dominium utile* of the land on which they are growing. If claim made by Owner.

or

having been, at the time the trees were felled, the proprietor of the *dominium utile* of the land on which they were growing.

(b) My interest in the trees is not subject to any heritable security.

or

(b) My interest in the trees is subject to a heritable security in favour of [name and address].*

or

5.—(a) I claim as the creditor in a heritable security which affects the interest of the owner of the trees. If claim made by creditor in a heritable security.

(b) The owner is [name and address].

(c) The particulars of my heritable security are

(d) There are no prior heritable securities affecting the interest of the owner of the trees.

SCHEDULE

SITUATION AND DESCRIPTION OF TREES

Signed.....

Date

The situation should be given by reference to the county and parish and a 1:10,000 ordnance survey sheet should be attached showing the area in which the trees are or were growing.

*If there is more than one heritable security give the name and address of the creditor whose security has priority over the other(s).

To: The Conservator,
Forestry Commission,
.....
.....

Reg. 6

FORM 3

FORESTRY ACT 1967

Notice requiring purchase of trees under section 14

WHEREAS (1) the Forestry Commissioners have by notice (number dated) refused to grant a licence authorising the felling of the growing trees described in the Schedule to my application (dated) for such licence and (2) such felling would have been in accordance with a plan of operations or other working plan approved by the Commissioners under a forestry dedication covenant/agreement or otherwise approved by them in writing on the[date] for the purpose of section 14(1) of the Forestry Act 1967.

NOW therefore I[full name] of[address] pursuant to section 14(3) of the Forestry Act 1967 hereby give notice that I require the Commissioners to buy the trees described in the Schedule below being trees in respect of which the licence was refused.

The situation should be given by reference to the county and parish and a 1:10,000 ordnance survey sheet should be attached showing the area in which the trees are growing.

SCHEDULE

SITUATION AND DESCRIPTION OF TREES

Signed.....

Date

To: The Conservator,
Forestry Commission,
.....
.....

Reg. 8

FORM 4

FORESTRY ACT 1967

Request for review of refusal of a licence

WHEREAS the Forestry Commissioners have by notice (Licence refusal number dated) refused to grant a licence authorising the felling of the growing trees described in that notice.

NOW therefore I[full name] of[address]

hereby give notice that I am aggrieved by the refusal on the following grounds:—

and do hereby request you to refer the matter to a committee appointed under section 27 of the Forestry Act 1967.

(1) There has been a reference to the committee in respect of a previous application for a licence relating to the above mentioned trees, the date of that application being Omit (1) or (2) as appropriate.

(2) There has been no previous reference to a committee; the date of the first application for a licence relating to the above mentioned trees was

Signed.....

Date

To: The Minister of Agriculture, Fisheries and Food, Whitehall Place, London SW1A 2HH.

or

The Secretary of State for Scotland, New St Andrew's House, St James Centre, Edinburgh EH1 3SX.

or

The Secretary of State for Wales, Cathays Park, Cardiff CF1 3NQ.

Reg. 8

FORM 5

FORESTRY ACT 1967

Request for review of refusal of a licence

WHEREAS (1) an application was made to the Forestry Commissioners at[Conservancy Address] by[name] on the[date] for a licence authorising the felling of the growing trees described in the application and (2) the Forestry Commissioners have not notified the applicant of their decision on the application within the period limited by section 13(1) of the Forestry Act 1967, and the application is accordingly deemed to have been refused.

NOW therefore I[full name] of[address]

hereby give notice that I am aggrieved by the refusal and do hereby request you to refer the matter to a committee appointed under section 27 of the Forestry Act 1967.

Omit (1) or (2) as appropriate.

(1) There has been a reference to the committee in respect of a previous application for a licence relating to the above mentioned trees, the date of the application being

(2) There has been no previous reference to a committee; the date of the first application for a licence relating to the above mentioned trees was

Signed.....

Date

To: The Minister of Agriculture, Fisheries and Food, Whitehall Place, London SW1A 2HH.

or

The Secretary of State for Scotland, New St Andrew's House, St James Centre, Edinburgh EH1 3SX.

or

The Secretary of State for Wales, Cathays Park, Cardiff CF1 3NQ.

Reg. 8

FORM 6

FORESTRY ACT 1967

Request for review of conditions of a licence

WHEREAS the Forestry Commissioners have granted a licence (number dated), subject to conditions, authorising the felling of the growing trees described therein.

NOW therefore I[full name] of[address]

hereby give notice that I am aggrieved by conditions numbered of the licence on the following grounds:—

.....

and do hereby request you to refer the matter to a committee appointed under section 27 of the Forestry Act 1967.

Signed.....

Date

To: The Minister of Agriculture, Fisheries and Food, Whitehall Place, London SW1A 2HH.

or

The Secretary of State for Scotland, New St Andrew's House,
St James Centre, Edinburgh EH1 3SX.

or

The Secretary of State for Wales, Cathays Park, Cardiff CF1 3NQ.

Reg. 10

FORM 7

FORESTRY ACT 1967

Request for review of felling directions

WHEREAS the Forestry Commissioners have by directions (number dated) required me to fell the growing trees therein described within the period therein specified.

NOW therefore I [full name] of [address]

hereby give notice that I am aggrieved by the directions on the ground that the felling is not expedient as mentioned in section 18(1) of the Forestry Act 1967, for the following reasons:—

and do hereby request you to refer the matter to a committee appointed in accordance with section 27 of the said Act.

Signed

Date

To: The Minister of Agriculture, Fisheries and Food, Whitehall Place,
London SW1A 2HH.

or

The Secretary of State for Scotland, New St Andrew's House,
St James Centre, Edinburgh EH1 3SX.

or

The Secretary of State for Wales, Cathays Park, Cardiff CF1 3NQ.

Reg. 11

FORM 8

FORESTRY ACT 1967

Notice requiring purchase of trees or land under section 21(2)

WHEREAS the Forestry Commissioners have by directions (number dated) required me to fell

the growing trees therein described within the period therein specified.

NOW therefore I [full name] of
..... [address]

pursuant to section 21(2) of the Forestry Act 1967 hereby give notice that compliance with those directions would involve me in a net loss (particulars of which are given in the First Schedule below) after taking into account any benefit arising therefrom in respect of other trees of which I am the owner and do hereby

Delete (a) or (b) as desired.

(a) require the Forestry Commissioners to buy the trees to which the directions relate and certify that I have the right to sell them for immediate felling.

OR

(b) require you to acquire my interest in the land affected by the directions a description of which land is contained in the Second Schedule below.

(1) Take into account any compensation received under a tree preservation order and any benefit arising from compliance with the directions in respect of other trees.

FIRST SCHEDULE
PARTICULARS OF NET LOSS⁽¹⁾

(2) The description should be by reference to the county, parish and ordnance survey numbers and a 1:10,000 ordnance survey sheet should be attached on which the land should be delineated.

SECOND SCHEDULE
DESCRIPTION OF LAND⁽²⁾

Signed
Date

To: The Minister of Agriculture, Fisheries and Food, Whitehall Place, London SW1A 2HH.

OR

The Secretary of State for Scotland, New St Andrew's House, St James Centre, Edinburgh EH1 3SX.

OR

The Secretary of State for Wales, Cathays Park, Cardiff CF1 3NQ.

Reg. 14

FORM 9
FORESTRY ACT 1967

Request for review of section 24 Notice

WHEREAS the Forestry Commissioners have given to me a notice (number dated) informing me that

in their opinion the works required to be carried out on my estate at in the county of in accordance with

(a) the conditions of a licence (number Delete (a) or (b) as required. dated)

or

(b) felling directions (number dated)

have not been carried out in accordance with those conditions/directions and requiring me to take the steps specified in the notice within the time specified therein for remedying the default.

NOW therefore I [full name] of

..... [address]

claim that

(a) the works in question have been carried out in accordance with the conditions/directions to which the notice refers Delete (a) or (b) as required.

or

(b) the steps specified in the notice are not required by the conditions/directions to which it refers

and pursuant to section 25(1) of the Forestry Act 1967 I hereby request you to refer the matter to a committee appointed in accordance with section 27 of the said Act.

Signed

Date

To: The Minister of Agriculture, Fisheries and Food, Whitehall Place, London SW1A 2HH.

or

The Secretary of State for Scotland, New St Andrew's House, St James Centre, Edinburgh EH1 3SX.

or

The Secretary of State for Wales, Cathays Park, Cardiff CF1 3NQ.

Reg. 15

FORM 10

FORESTRY ACT 1967

Claim for value of trees felled by the Forestry Commissioners (England and Wales)

1. I [full name] of

..... [address]

hereby claim from the Forestry Commissioners payment of a sum equal to the value of the trees described in the Schedule below (after deducting

any expenses reasonably incurred by them in connection with their removal or disposal) which trees were felled by them in exercise of the power conferred by section 24(3) of the Forestry Act 1967 in default of compliance with a notice (number dated)

If claim made by Owner.

2. Immediately before the felling, the legal estate in fee simple in the land on which the trees were growing was vested in me and my interest in the trees is not subject to any mortgage [or is subject to a first mortgage in favour of [name] of [address]].

or

If claim made by Mortgagee.

2. Immediately before the felling, the legal estate in fee simple in the land on which the trees were growing was vested in [name] of [address] and his interest in the trees is subject to a first mortgage in my favour.

Delete if a mortgage exists.

3. Immediately before the felling the trees were [not] comprised in a settlement within the meaning of the Settled Land Act 1925. The trustees of the settlement are [names] and I am [not] impeachable for waste in respect of the trees.

The situation should be given by reference to the county and parish and a 1:10,000 ordnance survey sheet should be attached showing the area in which the trees were growing.

SCHEDULE

SITUATION AND DESCRIPTION OF TREES

Signed

Date

To: The Conservator, Forestry Commission,

Reg. 15

FORM 11

FORESTRY ACT 1967

Claim for value of trees felled by the Forestry Commissioners (Scotland)

1. I [full name] of [address]

hereby claim from the Forestry Commissioners payment of a sum equal to the value of the trees described in the Schedule below (after deducting

any expenses reasonably incurred by them in connection with their removal or disposal) which trees were felled by them in exercise of the power conferred by section 24(3) of the Forestry Act 1967 in default of compliance with a notice (number dated) given to [me] or [.....] requiring steps to be taken to carry out certain felling directions given by the Commissioners and referred to in that notice.

2.—(a) I claim as owner of the trees having been, at the time the trees were felled, the proprietor of the *dominium utile* of the land on which they were growing. If claim made by Owner.

(b) My interest in the trees is not subject to any heritable security.

or

(b) My interest in the trees is subject to a heritable security in favour of [name and address]*.

or

2.—(a) I claim as the creditor in a heritable security which affects the interest of the owner of the trees. If claim made by creditor in a heritable security.

(b) The owner is [name and address].

(c) The particulars of my heritable security are

(d) There are no prior heritable securities affecting the interest of the owner of the trees.

SCHEDULE

SITUATION AND DESCRIPTION OF TREES

The situation should be given by reference to the county and parish and a 1:10,000 ordnance survey sheet should be attached showing the area in which the trees were growing.

Signed

Date

*If there is more than one heritable security give the name and address of the creditor whose security has priority over the other(s).

To: The Conservator,
Forestry Commission,
.....
.....

Reg. 4

SCHEDULE 2

Particulars to be included in an application for a licence:—

1. Full name and address of applicant.
2. Species, number, age, volume and location of trees proposed to be felled or thinned.
3. Details of the applicant's right, estate or interest enabling him to fell the trees.
4. Type of felling operations proposed.
5. Proposed date of commencement and estimated date of completion of the operations.
6. Proposed treatment of land after completion of the operations.
7. Whether any grant has been received in respect of the trees.
8. Whether any tree preservation order affects the trees.
9. Details of any prior applications in respect of the trees or any of them.

NOTE—Copies of the felling licence application form referred to in Regulation 4 will be supplied free of charge to any person who applies to the Conservator. The other forms cannot be obtained from him, but should be prepared by the applicant or claimant in accordance with the form prescribed in Schedule 1.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations, which make provision for various procedural matters under the Forestry Act 1967, revoke and re-enact the Forestry (Felling of Trees) Regulations 1951, with one modification of substance, namely that Regulation 4 and Schedule 2, which replace Regulation 3 of, and Form 1 in Schedule 1 to, the 1951 Regulations and which relate to applications for a felling licence, specify the information to be submitted on a form which shall be provided by the Forestry Commission on request.

Regulations 6, 8, 10, 11(1) and 14 prescribe the time and manner in which certain notices may be given and Regulations 5 and 15 prescribe the manner in which certain claims may be made under the Act.

Regulation 11(2) and (3) fixes at three months the period within which the appropriate Minister may take the action authorised by section 21 of the Act where he has received a notice from the tree owner requiring his trees to be bought or his interest in land to be acquired or, as the case may be, where the appropriate Minister has received the report of the committee to which the notice was referred.

Regulation 12 provides for the postponement in certain circumstances of proceedings on a request for the review of felling directions or on a tree owner's notice requiring trees or land to be acquired. If such a request is made, proceedings on it may be postponed until such a notice is served in respect of the same directions or until the end of the period fixed for serving such a notice (whichever is the earlier). Similarly, if such a notice is served, proceedings on it may be postponed until such a request is made in respect of the same directions or until the end of the period fixed for making such a request (whichever is the earlier). The Regulation also provides for proceedings being taken concurrently before a committee on a request and a notice made and given in respect of the same directions.

Regulation 13 relates to notices given under section 24(2) of the Act which provides that such a notice must specify a time for compliance with it and that the time must not be less than the prescribed period after the notice has become operative. This Regulation provides that the prescribed period shall be three months.

Regulations 7 and 9 are applicable in cases where consent to the felling of any trees is required under a tree preservation order and the Forestry Commissioners propose to grant a licence authorising the felling (in which case Regulation 7 applies) or to give directions requiring the felling (in which case Regulation 9 applies). Both Regulations fix at one month the period within which the authority by whom the order was made may object to the Commissioners' proposal.

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