
STATUTORY INSTRUMENTS

2013 No. 3244

The Ashton Vale to Temple Meads and
Bristol City Centre Rapid Transit Order 2013

PART 4

OPERATION OF THE TRANSPORT SYSTEMS

Power to lop trees overhanging transport systems

41.—(1) The promoter may fell or lop any tree or shrub near any part of the transport systems, or cut back its roots, if it reasonably believes it to be necessary to do so to prevent the tree or shrub—

- (a) from obstructing or interfering with the construction, maintenance or operation of the transport systems or any apparatus used for the purposes of the transport systems; or
- (b) from constituting a danger to passengers or other persons using the transport systems.

(2) In exercising the powers conferred by paragraph (1), the promoter must not cause unnecessary damage to any tree or shrub and must pay compensation to any person for any loss or damage arising from the exercise of those powers.

(3) Any dispute as to a person's entitlement to compensation under paragraph (2), or as to the amount of the compensation, is to be determined under Part 1 of the 1961 Act.