

**Order in accordance with
Section 205 of the Planning and Development Act 2000, as amended**

Kildare County Council Tree Preservation Order No. 1 of 2021

Reference No. TPO1/2021 in Register:

WHEREAS it appears to the Kildare County Council (hereinafter called “the planning authority”) being the planning authority for the County of Kildare, that it is expedient in the interests of the amenity and the environment of the general locality where the trees are located to make provision for the preservation of the trees specified in the First Schedule to this Order and more particularly delineated on the map annexed hereto.

NOW THEREFORE in the exercise of the powers conferred on them by Section 205 of the Planning and Development Act 2000, as amended, the Planning Authority hereby orders that the cutting down, topping, lopping or wilful destruction of the trees specified in the Schedule to this order and delineated on the map attached hereto is prohibited.

The Planning Authority hereby further declares that the trees specified in the Schedule are of special amenity value.

This Order may be cited as the Kildare County Council Tree Preservation Order No. 1 of 2021 and placed on the register.

Schedule 1

Part 1: Tree(s) of Special Amenity Value

All trees are located in Caragh Village, Co. Kildare on two adjoining sites to the east of Caragh Catholic Church on the opposite side of the R409 as shown in the attached map entitled 'Lands at Caragh, Naas, Co. Kildare subject to 'Tree Preservation Order'.

| <i>TPO Map 1 Ref.</i> | <i>Arb Ref (Map 2).</i> | <i>Description</i> | <i>Location</i> |
|-------------------------------|---------------------------------|-----------------------------------|---|
| 01 | 0601 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 02 | 0602 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 03 | 0603 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 04 | 0604 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 05 | 0605 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 06 | 0606 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 07 | 0607 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 08 | 0608 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |

| | | | |
|----|------|-----------------------------------|---|
| 10 | 0611 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 11 | 0612 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 12 | 0613 | Beech tree <i>Fagus Sylvatica</i> | Located within northern field boundary treeline |
| 13 | 0616 | Beech tree <i>Fagus Sylvatica</i> | Located within eastern field boundary treeline |
| 14 | 0617 | Beech tree <i>Fagus Sylvatica</i> | Located within eastern field boundary treeline |
| 15 | 0618 | Beech tree <i>Fagus Sylvatica</i> | Located within eastern field boundary treeline |
| 16 | 0619 | Oak tree <i>Quercus Robur</i> | Located within eastern field boundary treeline |
| 17 | 0620 | Beech tree <i>Fagus Sylvatica</i> | Located within eastern field boundary treeline |
| 18 | 0621 | Beech tree <i>Fagus Sylvatica</i> | Located within eastern field boundary treeline |

Part 2: Exemptions

This Order shall not apply to the cutting down, topping or lopping of trees which are dying or dead or have become dangerous, or the cutting down, topping or lopping of any trees in compliance with any obligation imposed by or under any enactment or so far as may be necessary for the prevention or abatement of a nuisance or hazard.

Schedule 2

Applications for Consent to the Planning Authority to the cutting down, topping, or lopping of any tree the subject of this Order.

Applications for Consent to the Planning Authority to the cutting down, topping, or lopping of trees can be made under Section 32 of the Planning and Development Act 2000 (as amended), and in accordance with the Planning and Development Regulations 2001 (as amended) or by applying to the Planning Authority to amend or revoke this Order under Section 205(6) of the Planning and Development Act 2000 (as amended).

Schedule 3

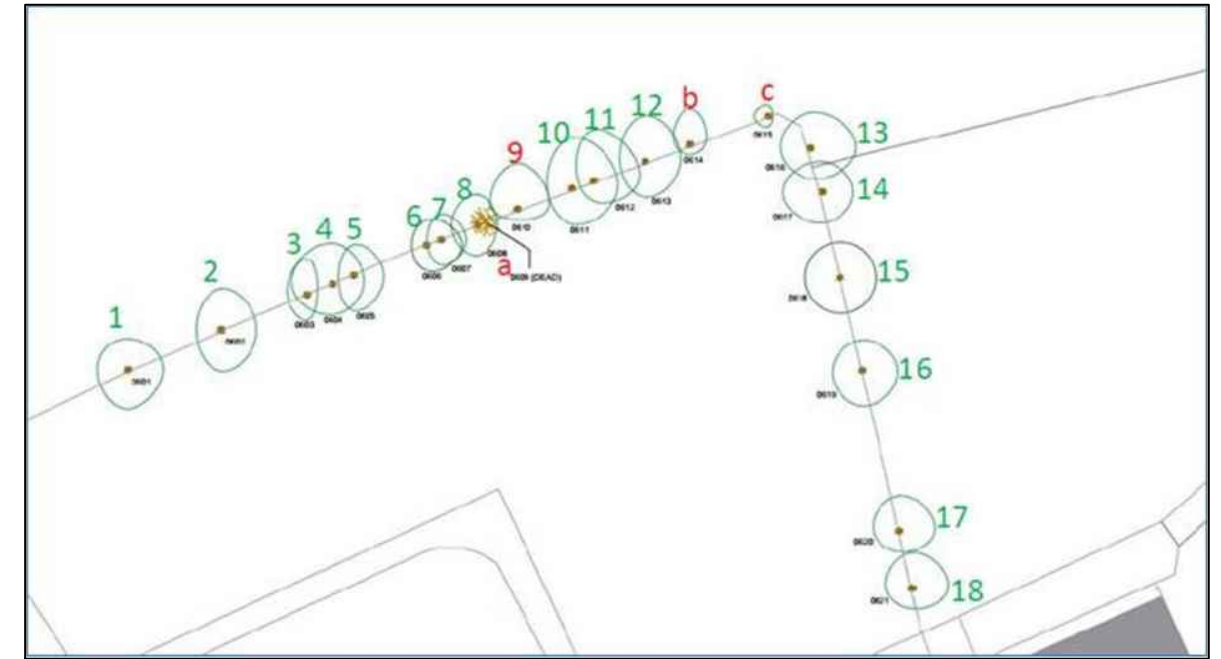
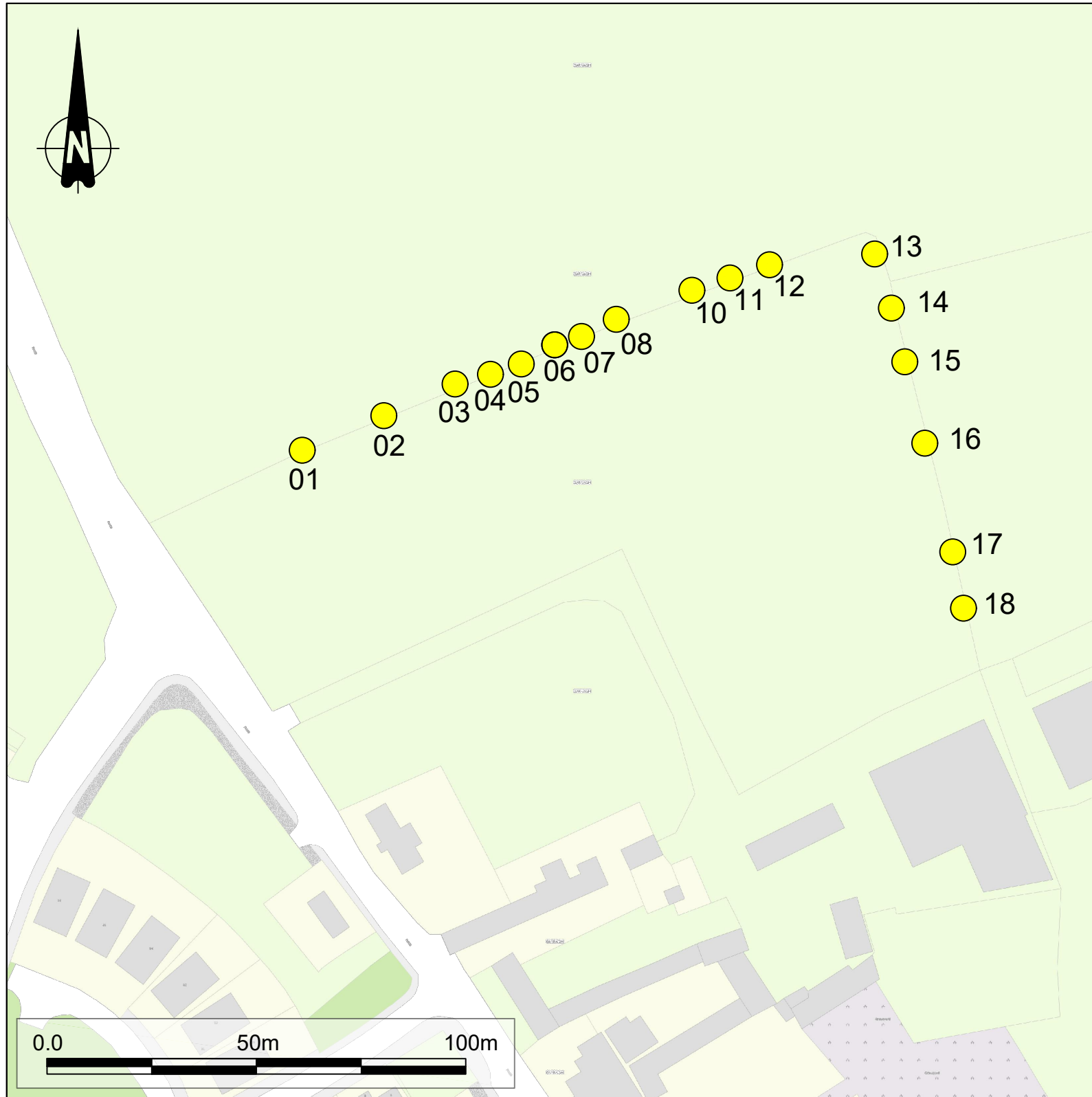
Section 32 of the Planning and Development Act 2000 (as amended) states:

(1) Subject to the other provisions of this Act, permission shall be required under this Part

(a) in respect of any development of land, not being exempted development, and

(b) in the case of development which is unauthorised, for the retention of that unauthorised development.

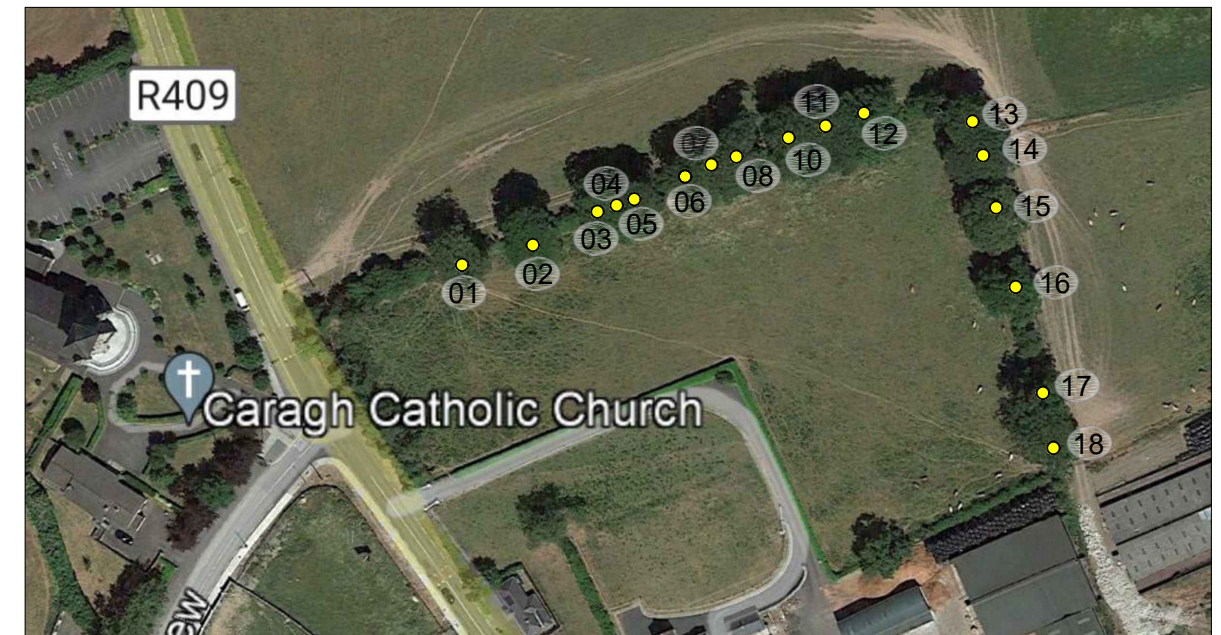
(2) A person shall not carry out any development in respect of which permission is required by subsection (1), except under and in accordance with a permission granted under this Part.



| TPO Ref | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 |
|---------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| Arb Ref | 0601 | 0602 | 0603 | 0604 | 0605 | 0606 | 0607 | 0608 | 0611 | 0612 | 0613 | 0616 | 0617 | 0618 | 0619 | 0620 | 0621 |

9, a, b and c are not included in this TPO


Composite Map (No. 2) with Arborist's References



Imagery @ 2021 Google, Imagery © 2021 Maxar Technologies, Map data © 2021.

Trees at Caragh, Naas, Co. Kildare, subject to Tree Preservation Order


 Kildare County Council
 Planning & Strategic Development Department
 Áras Chill Dara,
 Devoy Park, Naas, Co Kildare.

LEGEND
 Tree location and number 
 TPO Adopted on the 20th July 2022.

TPO1/2021: Trees affected by Tree Preservation Order.

Map has been prepared in accordance with the Land registry mapping requirements as set out in the relevant acts, rules and guidance notes

Director of Services.
Eoghan Ryan, B.A, M.R.U.P., M.Sc.

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|---|--|---|--|

Folio no. KE54923F & KE54911F

OS Map no. 3508-A & 3508-C

Scale NTS DWG: 400/22/505