STATUTORY INSTRUMENTS

1985 No. 1572

FORESTRY

The Forestry (Exceptions from Restriction of Felling) (Amendment) Regulations 1985

Made - - - - -	14*th October* 1985
Laid before Parliament	22*nd October* 1985
Coming into Operation	12*th November* 1985

The Forestry Commissioners, in exercise of the powers conferred upon them by sections 9(5)(*a*) and 32(1) of the Forestry Act 1967**(a)**, and of all other powers enabling them in that behalf, and after consultation with the Home Grown Timber Advisory Committee, hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Forestry (Exceptions from Restriction of Felling) (Amendment) Regulations 1985 and shall come into operation on 12th November 1985.

Amendment of previous regulations

2. The Forestry (Exceptions from Restriction of Felling) Regulations 1979**(b)** shall be further amended by substituting for paragraph (6) of regulation 4 the following paragraph:—

> "(6) the felling of trees in accordance with a plan of operations approved by the Commissioners as part of an agreement entered into between the Commissioners and an applicant for participation in the Forestry Grant Scheme or the Broadleaved Woodland Grant Scheme (being schemes under which the Commissioners enter into agreements to make grants pursuant to section 1 of the Forestry Act 1979 for and in connection with the use and management of land for forestry purposes), where the felling is carried out or authorised by a person who has entered into that agreement or has subsequently agreed with the Commissioners to observe it.".

Revocation

3. The Forestry (Exceptions from Restriction of Felling) (Amendment) Regulations 1981**(c)** are hereby revoked.

(a) 1967 c. 10; section 9 was amended by the Forestry Act 1979 (c. 21), sections 2(1) and 3(2) and Schedules 1 and 2.

(b) S.I. 1979/792, amended by S.I. 1981/1476.

(c) S.I. 1981/1476.

In Witness whereof the Official Seal of the Forestry Commissioners is hereunto affixed on 14th October 1985.

L.S.

P J Clarke,
Secretary to the Forestry Commissioners.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These regulations further amend the Forestry (Exceptions from Restriction of Felling) Regulations 1979 (as amended by the Forestry (Exceptions from Restriction of Felling) (Amendment) Regulations 1981). The 1979 Regulations (as amended) provide for six exceptions from the provision in section 9(1) of the Forestry Act 1967 that a felling licence granted by the Forestry Commissioners is required for the felling of growing trees. The present regulations further amend the 1979 Regulations by enlarging the exception introduced by the 1981 Regulations, so that this exception now relates to felling in accordance with a plan of operations approved either (as before) under the Forestry Grant Scheme or under the newly introduced Broadleaved Woodland Grant Scheme. Both of these schemes are schemes under which the Commissioners agree, subject to the conditions of the scheme, to make grants pursuant to section 1 of the Forestry Act 1979 for and in connection with the use and management of land for forestry purposes.

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