
STATUTORY RULES OF NORTHERN IRELAND

2011 No.

FORESTRY

The Forestry (Felling of Trees) (Calculation of the Area of Land) Regulations (Northern Ireland) 2011

Laid before the Assembly in draft

Made - - - -

September 2011

Coming into operation -

The Department of Agriculture and Rural Development, makes the following Regulations in exercise of the powers conferred by section 15(4) of the Forestry Act (Northern Ireland) 2010(a).

Citation and commencement

1.—(1) These Regulations may be cited as the Forestry (Felling of Trees) (Calculation of the Area of Land) Regulations (Northern Ireland) 2011 and shall come into operation on the day following the date on which these Regulations are approved by resolution of the Assembly.

Interpretation

2. In these Regulations—

“the Act” means the Forestry Act (Northern Ireland) 2010;

Calculation of the area of land

3.—(1) For the purposes of section 15(4) of the Act (which makes provision for the calculation of the area of any land for the purposes of section 15(1) of the Act) the calculation of the area of any land shall be ascertained by the measurement of the woodland area encompassed by—

- (a) a permanent physical boundary; or
- (b) where no such boundary exists, within a boundary which shall be taken as the outside of the stems of the perimeter trees of the woodland; and
- (c) in both cases shall include all open spaces and features integral to the woodland.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 8th September 2011.



David Small

A senior officer of the Department of Agriculture and Rural Development

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations provide for the calculation of the area of any land for the purposes of section 15(1) of the Forestry Act (Northern Ireland) 2010 (the Act). Under section 15(1) of the Act a person is prohibited from felling trees growing on land of 0.2 hectares or more in area unless a licence granted by the Department authorising the felling is in force or an exemption under section 15(2) of the Act applies.

The area is to be ascertained by measuring the woodland area as encompassed by a permanent physical boundary or where no such boundary exists, within a boundary which shall be taken as the outside of the stems of the perimeter trees. In either case all open spaces and features integral to the woodland shall be included.