

**Consultation Response from KC,
Trees**

**2023/93576 land to the east of Robledo, Beaumont Park Road, Beaumont Park, Huddersfield,
HD4 5JT**

Erection of detached dwelling

Date Responded: 15/02/2024

Responding Officer: Jack Dunn

Responding Ref: HU1/49/w13

The Trees to the west and south of the proposed development are protected by TPO HU1/49/w13.

A Tree Preservation Order is an order made by a local planning authority in England to protect specific trees, groups of trees or woodlands in the interests of amenity. An Order prohibits the:

- cutting down
- topping
- lopping
- uprooting
- wilful damage
- wilful destruction

of trees without the local planning authority's written consent. If consent is given, it can be subject to conditions which have to be followed. In the Secretary of State's view, cutting roots is also a prohibited activity and requires the authority's consent.

The proposals show the development to be immediately adjacent to the western trees which may cause a number of issues.

Firstly, if the foundations are to be dug within the root protection areas it would be classed as wilful damage to protected tree roots.

Secondly, The habitable rooms to the west of the house would be shaded by the adjacent trees. This could lead to pressure to have tree works performed on the trees to alleviate the shade.

Lastly, due to the close proximity of the construction work there is a risk that the protected trees would be damaged by either machinery or soil compaction from the storage of materials and heavy machinery or footfall. This would also fall under wilful damage.

For the above reasons there would be a holding objection from a trees perspective until an Arboricultural Impact Assessment is provided that shows the full impact the proposals will have on the surrounding trees and following that an Arboricultural Method statement showing the tree protection measures that would need to be taken when working around protected trees.