

**Consultation Response from KC,
Trees****2024/90914 Dale Bank, Storthes Hall Lane, Kirkburton, Huddersfield, HD8 0PR****Demolition of existing dwelling and erection of detached dwelling with associated works****Date Responded: 29/04/2024****Responding Officer: D. Atkinson****Responding Ref: 17/89**

Thank you for the consultation.

The proposed development site is constrained by existing trees that are protected by TPO 17/89.

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 tree survey and Arb Impact Assessment (AIA) provided with the application is considered to have made a fair assessment of the trees on the site and providing they are protected during the demolition and construction of the proposed.

Once the new dwelling is occupied, there may be some change in relationship with the surrounding trees that results in pressure to undertake management. However, with the trees being subject to a TPO that is something that could mitigate that risk.

Overall, there is no objection to the proposal subject to a condition requiring a detail/final Arb Method Statement and Tree Protection Plan be agreed in writing with the local planning authority. Notwithstanding the AMS submitted with the application.

This is because, the development may have changes as it progresses through planning that need to be addressed in the AMS and the AMS provided has a lot of information that is TBC.

