

**Consultation Response from KC,  
Trees**

**2024/91451 88, Shirley Road, Gomersal, Cleckheaton, BD19 4ND**

**Erection of detached dwelling with associated external alterations and erection of front dormers including roof alterations to form first floor accommodation, installation of solar panels and external alterations to 88 Shirley Road**

**Date Responded: 18/06/2024**

**Responding Officer: Jack Dunn**

**Responding Ref: 55/91**

There is a tree which is Protected under a Tree preservation order (TPO 55/91) to the North East of the site.

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 proposed development directly impacts this tree by suggesting it's removal purely to facilitate the proposals. Even though replacement planting is suggested this would not mitigate the loss of a mature sycamore tree and the amenity value it provides to the wider area. Its removal would also have a detrimental effect on the wider landscape.

There is an objection from a trees perspective. The proposal conflicts with adopted Kirklees local plan policy 33 and 24 (i).