

**Consultation Response from KC,
Trees**

2025/90336 30A, Daisy Lea Lane, Lindley, Huddersfield, HD3 3LP

**Erection of single storey rear orangery and detached double garage with storage to the front
(within a Conservation Area)**

Date Responded: 25/02/2025

Responding Officer: JD

Responding Ref: 10/12

The site is heavily constrained by protected trees TPO 10/12.

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.

There has been no Arboricultural Impact Assessment (AIA) submitted which would be expected when building in close proximity to protected trees. An AIA is required to accurately judge the effect these proposals will have on the adjacent trees.

The rear extension would have no effect on surrounding trees and therefore does not require any tree information however the garage to the West of the site poses several issues.

The proposals submitted for the garage appear to be within Root Protection Areas of at least four trees, potentially 5. This would at the very least have an extremely negative impact on the trees survival and at worst kill all the surrounding trees.

It also looks like the trees would require significant pruning in order to fit the garage in that location which again would not be acceptable.

The most logical location in my opinion would be to have the garage adjoining the property on the south aspect where there are no trees.

There is an objection to the submitted plans as they directly conflict with adopted Kirklees local plan policies 33 and 24(i).