

DECISION

Case Number: NDR145-13

Applicant: Body Corporate for York Court CTS 20282

Respondent: David Manciameli

Before: Member Allen

Date: 24 February 2014

Initiating Document: Proposed agreement dated 6 February 2014

The parties have agreed to the works necessary to resolve this dispute in accordance with their agreement.

IT IS THE DECISION OF THE TRIBUNAL THAT:

- 1. The application for a tree dispute is dismissed.
- 2. The Directions Hearing scheduled for 9:30am on 20 March 2013 is vacated.

Signed

Member Allen

Queensland Civil and Administrative Tribunal



AGREEMENT

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Applicant: Body Corporate for York Court CTS 20282

Respondent: David Manciameli

Before: Member Allen

Date: 24 February 2014

IT IS THE DECISION OF THE TRIBUNAL THAT:

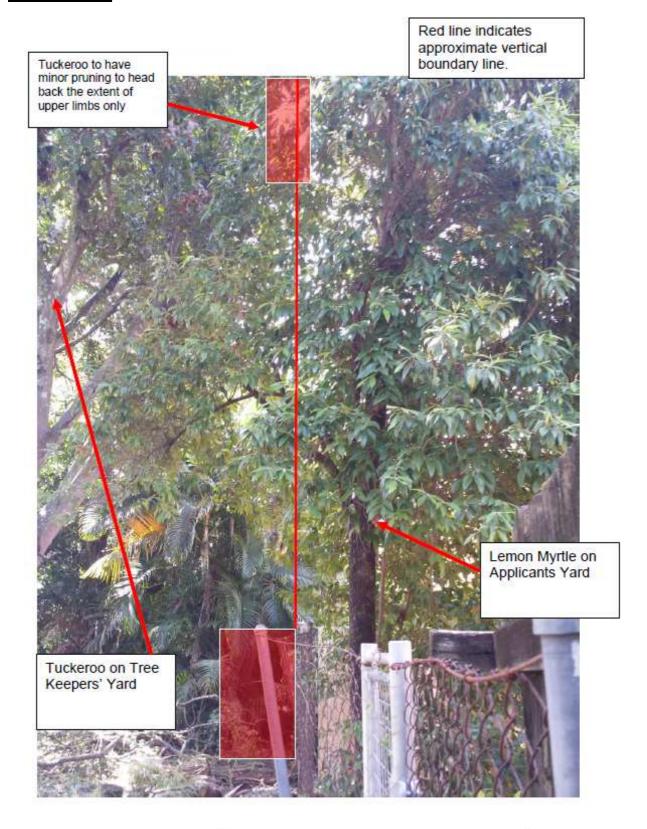
- 1. The registered owner of the lot at 19 Kent Street, COORPAROO QLD 4151 ("the Tree-Keeper") arrange to have the following works carried out on the trees the subject of the dispute ("the Initial Works"):
 - (a) The palms along the joint fence line are to be pruned back at the base one (1) metre from the fence to give space for the palms to grow in a vertical direction with some variation so not to be pushing against the fence and allow for foliage to form without excessive overhang.
 - (b) The Tuckeroo tree is to have some minor pruning to the upper limbs and reduce back to a suitable growth point along the limb (refer to Attachment A).
- 2. The Tree-Keeper arrange to carry out the works identified in paragraph 1(a) every twelve (12) months.
- 3. The Initial Works must be carried out:
 - (a) By an appropriately insured arborist with a minimum of Australian Qualifications Framework level 3 in Arboriculture;
 - (b) In accordance with Australian Standard 4373-2007 "Pruning of Amenity Trees"; and
 - (c) Within 14 days of the date of this agreement.
- 4. The parties agree that the application is dismissed.

Member Allen

Queensland Civil and Administrative Tribunal



Attachment A



 Metre corridor at the base to reduce vegetation away from the fence and stop overhang

For more information on QCAT

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