

## DECISION

**Case number:** NDR140-12  
**Applicant:** Ms Teresa Ann Dow  
**Respondent:** Mr Dean Morris  
**Before:** Ms Peta Stilgoe, Senior Member  
**Date:** 21 November 2012

---

### THE TRIBUNAL ORDERS BY CONSENT:

1. Dean Morris must cut back the hedge row of *Duranta Erecta* – Geisha Girl and *Viburnum Adoratissimum* – Emerald Luster overhang to behind the existing boundary fence along the entire length of the hedge row. This work will be ongoing, and high maintenance will be needed at least every three (3) months, as the subject hedge row is planted approximately 400mm-500mm from the property boundary and both these species of hedge will easily exceed three (3) meters in width. Access for the ongoing pruning works will need to be from Teresa Ann Dow's land at 6 Loncroft Street.
2. In the area adjacent to Dean Morris' side verandah and Teresa Ann Dow's kitchen window, Dean Morris will cause the hedge to be cut back to a maximum height of three (3) metres or below the height of Teresa Ann Dow's gutter at that point.
3. The two (2) *Melaleuca Alternifolia* – Tea Trees will be trimmed back to the property boundary.
4. While it is recommended that the works be carried out by a tree contractor/Aborist with AQF Level 3 in Arboriculture, it is not essential in this instance. These works will not require Council Approval.

### THE TRIBUNAL DIRECTS THAT:

5. The above initial works are to be carried out by: **24 December 2012**

Signed

Ms Peta Stilgoe  
Senior Member  
**Queensland Civil and Administrative Tribunal**

Date: 21 November 2012