

DECISION

Case Number: NDR112-16
Applicant: Paul Fletcher
Respondent: Aaron Green
Before: Senior Member Stilgoe OAM

Date: 17 May 2017
Initiating Document: Proposed agreement

IT IS THE DECISION OF THE TRIBUNAL THAT, BY CONSENT:

1. The application for a tree dispute is dismissed.

Signed

Senior Member Stilgoe OAM
Queensland Civil and Administrative Tribunal

AGREEMENT

Case Number: NDR112-16
Applicant: Paul Fletcher
Respondent: Aaron Green
Before: Senior Member Stilgoe OAM
Date: 17 May 2017

THE PARTIES AGREE THAT:

1. The following definitions apply to this proposed agreement:
 - (a) "the report" – report of Cameron James dated 6 March 2017
 - (b) "the neighbour" – Paul Fletcher
 - (c) "the tree keeper" – Aaron Green
 - (d) "the neighbour's property" – 328 Lawrence Avenue, Frenchville
 - (e) "the tree keeper's property" – 325 Marsh Avenue, Frenchville
 - (f) "the trees":
 - i. Tree 1: Eucalyptus teretecornis
 - ii. Tree 2: Corymbia torelliana
 - iii. Tree 3: dead tree (possibly a native frangipani)
 - iv. Tree 4: Grevillea sp
 - v. Tree 5: Schinus molle
2. The tree works are as follows ("the works"):

Tree 1: Prune deadwood, remove all hangers, prune western co-dominant trunk at union 1.5 metres. Prune remainder of tree to fence line over boundary with the neighbour's property.

Tree 2: Prune to fence line with the neighbour's property.

Tree 3: Remove.

Tree 4: Prune as depicted in Image 13 of the report to remove the co-dominant unions.

Tree 5: Prune to nodes inside boundary with the neighbour's property.
3. The tree keeper will pay the cost of the works.
4. The works must be carried out within 60 days of the date of this agreement.
5. The Works must be carried out:
 - (a) In accordance with Australian Standard 4373-2007 "*Pruning of Amenity Trees*"; and
 - (b) By an appropriately insured arborist with a minimum of Australian Qualifications Framework level 3 in Arboriculture.

Signed

Senior Member Stilgoe OAM
Queensland Civil and Administrative Tribunal

For more information on QCAT

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