

DECISION BY CONSENT ORDER

Case number: NDR063-25
Applicant: Sharyn Ann Waldock
Leslie John Waldock
Shannen William Waldock
Krystall Ivy Waldock
Respondent: Mark Bruce
Before: Member Dennis
Date: 30 September 2026
Proceeding type: Compulsory Conference
Initiating document: Application for a Tree Dispute filed 21 February 2025

BY CONSENT,

It is the Order of the Tribunal that:

1. The subject tree, namely the bamboo culms along the northern boundary of the Respondent Tree Keeper's property at 1-5 Sharpe Court, Burpengary East, Qld 4505, that is subject of the application and identified in the report of the Tree Assessor Mark Sowden is to be removed ('the agreed tree works').
2. The Respondent Tree Keeper (Mark Bruce) will perform ongoing tree maintenance every six (6) months or more frequently as necessary, in the event of any future growth/regrowth of the tree. The Applicants, or any of them, may perform any such similar necessary maintenance, on any future growth/regrowth of the tree or part of the tree that is on the Applicants' property.
3. The Applicants, Sharyn Waldock or Leslie Waldock, will in a timely manner, organise three (3) quotes in writing from suitably qualified arborists (a minimum of Australian Qualifications Framework level 3 qualified arborist) to perform the agreed tree works.
4. Copies of the written quotes will be provided to the Respondent by email and by leaving copies in his letterbox, following which the parties are to agree on which of the quotes is to be accepted.
5. The attending arborist shall provide proof of current Public Liability and WorkCover Insurances prior to the commencement of works onsite.
6. The cost of the agreed tree works is a cost that is to be borne by the Applicants and the Respondent on the basis that one-half will be paid by the Applicants, and one-half will be paid by the Respondent, and such amounts are to be paid by the parties directly to the selected arborist.
7. Each of the Applicants and the Respondent will afford all reasonable access to their respective properties, as may be required for the purpose of the provision of the quotes referred to in (3) above and for the performance of the agreed tree works.

8. The agreed tree works are to be performed no later than 31 December 2026, unless the agreed upon arborist is unavailable to perform the works before that date. In those circumstances the arborist is to be arranged to attend to perform the agreed tree works no later than 31 December 2026 on a nominated date as soon as practicable thereafter.
9. Any privacy screen erected by the Respondent Tree Keeper on his property, designed to address privacy concerns after the performance of the agreed tree works must not be attached to the Applicants' current Colorbond fence.

Signed

A handwritten signature in blue ink is written over a circular stamp. The stamp contains the text "QUEENSLAND CIVIL AND ADMINISTRATIVE TRIBUNAL" around the perimeter. The signature is a stylized, cursive script.

Member Dennis
Queensland Civil and Administrative Tribunal