

## DECISION

**Case number:** NDR090-13  
**Applicant:** Mrs Betty Pauline Frey  
**Respondent:** Ms Robyn Hokins  
**Before:** Member Allen  
**Date:** 21 March 2014

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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.

Signed

Member Allen  
Queensland Civil and Administrative Tribunal

## AGREEMENT

**Case number:** NDR090-13  
**Applicant:** Mrs Betty Pauline Frey  
**Respondent:** Ms Robyn Hokins  
**Before:** Member Allen  
**Date:** 21 March 2014

### THE PARTIES AGREE THAT:

1. The registered owner of the lot at 8 Apollo Drive ANDERGROVE QLD 4740 ("the Tree-Keeper") arrange to have the following works carried out on the tree/s the subject of the dispute ("the Works"):
  - (a) Tree 'A' the *Corymbia tessellaris* (syn. *Eucalyptus tessellaris*), or commonly known as a Moreton Bay Ash is to be pruned back to branch unions within the tree-keepers property by using directional pruning techniques (identified in Attachment 1).
2. The Tree-Keeper arrange a yearly maintenance check on Tree 'A' the *Corymbia tessellaris* to assess for overhanging branching. Any branching of which is overhanging by more than 50 mm is to be pruned back to appropriate branch unions in the tree within the tree-keepers property. Pruning back to appropriate branch unions will reduce the epicormic regrowth and will limit the amount of follow up pruning works required to maintain branching on the tree-keepers property ("the Subsequent Works").
3. The Initial Works and the Subsequent Works must be carried out:
  - (a) By an appropriately insured arborist with a minimum of Australian Qualifications Framework (AQF) level 3 in Arboriculture.
  - (b) In accordance with Australian Standard 4373-2007 ~ *Pruning of Amenity Trees*.
4. The Initial Works must be completed within 60 days of the date of the final agreement.

Date: 21 March 2014

#### For more information on QCAT

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