

## DECISION

**Case number:** NDR211-21  
**Applicant:** Brett Lachlan Gaske  
**Respondent:** Adam Michael Fahey  
**Before:** Member H. Katter  
**Date:** 19 April 2024  
**Proceeding Type:** Tribunal Hearing

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### IT IS THE DECISION OF THE TRIBUNAL THAT:

1. On or before 24 May 2024 the Respondent is to cause to be carried out the works identified in paragraph 4.14 sub-paragraphs 1, 2, 4, 5, 6, 7 and 8 of the tree assessor's report dated 11 June 2023 at the Respondent's total cost:
  - a. Pruning to reduce the western spread of the Swamp Cypress (*Taxodium Distichum*) canopy to behind the boundary alignment of tree-keeper's property at 59 Christine Street, Caboolture, Queensland 4510.
  - b. The removal of all accessible deadwoods greater than 25mm in diameter and the internal thinning of the redundant internal canopy to a maximum of 20% canopy removal of the Swamp Cypress (*Taxodium distichum*) located within the tree-keeper's property at 59 Christine Street, Caboolture, Queensland 4510.
  - c. All tree debris to be removed from the applicant's / tree keeper's property after the recommended pruning is performed.
  - d. All pruning to be performed in compliance with the requirements of Australian Standard 4373-2007 "Pruning of amenity trees".
  - e. Climbing spurs/ climbing gaffs / climbing irons shall not be used during pruning works.
  - f. All works shall be performed by minimum Australian Qualifications Framework (AQF) level three (3) qualified arborist.
  - g. The attending arborist / company shall provide proof of current Public Liability and Work Cover insurance prior to works onsite.
2. There is to be ongoing maintenance by the Respondent at intervals not exceeding two years to maintain the canopy of the Swamp Cypress (*Taxodium distichum*) located within the tree-keeper's property at 59 Christine Street Caboolture Queensland 4510 at its extent following the initial pruning in order 1 at the Respondent's cost.



**Member H. Katter**  
Queensland Civil and Administrative Tribunal