

DECISION

Case number: NDR012-25

Applicant: Mark Lachlan Johnston
Claire Margaret Johnston

Respondent: Sabine Manners

Before: Member Bishop

Date: 28 May 2025

Proceeding type: Directions Hearing

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. **On or before 4:00pm on 29 August 2025, Mark Lachlan Johnston and Claire Margaret Johnston** must prune the two (2) gum trees situated on **Sabine Manners'** land and the subject of the Application for a tree dispute (Tree 1 and Tree 2).
2. **Mark Lachlan Johnston and Claire Margaret Johnston** must engage an arborist (with a minimum qualification of Australian Qualification Framework level 3) and with appropriate insurances (including Public Liability Insurance) (Elected Arborist) to:
 - (a) undertake the initial prune of Tree 1 and Tree 2 as outlined in Order 1; and
 - (b) formulate an ongoing maintenance schedule of Tree 1 and Tree 2; and
 - (c) undertake the recommended ongoing maintenance.
3. **Mark Lachlan Johnston and Claire Margaret Johnston** will be responsible for all costs associated with the initial pruning and ongoing maintenance of Tree 1 and Tree 2.
4. **Sabine Manners**, or any subsequent registered owners of **Sabine Manners'** land, must allow **Mark Lachlan Johnston's** and **Claire Margaret Johnston's** Elected Arborist access to their land to undertake the initial pruning and ongoing maintenance of Tree 1 and Tree 2, subject to **Mark Lachlan Johnston and Claire Margaret Johnston** giving **Sabine Manners**, or any subsequent registered owners of **Sabine Manners'** land, seven (7) days' notice, by placing it in **Sabine Manners'** letterbox.
5. The Order remains in force until **4:00pm on 30 September 2025** or until **Mark Lachlan Johnston and Claire Margaret Johnston** are no longer the registered owners of their land, whichever occurs sooner.

Signed



Member Bishop

Queensland Civil and Administrative Tribunal