

DECISION

Case number: NDR042-12
Applicant: Ms Betty Jean Ayre
Respondent: Mr Leslie John Bradshaw

Before: Ms Peta Stilgoe, Senior Member
Date: 18 September 2012
Initiating Document: Proposed orders

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

1. The directions hearing on **19 September 2012** is vacated.
2. The registered owner of the lot at 15 Mein Street, SCARBOROUGH QLD 4020 ("the Tree-Keeper") arrange to have the following works carried out on the tree the subject of the dispute ("the Initial Works"):
 - a. Directional pruning on the *Ceasalpinia ferrea* to remove all foliage to a distance of 1.5 – 2 metres behind the boundary line.
 - b. Remedial pruning on the *Ceasalpinia ferrea* to remove all existing stubs to suitable branch collars.
3. The Tree-Keeper arrange to have the following works carried out on the tree the subject of the dispute ("the Subsequent Works"):
 - a. Regular maintenance on the *Ceasalpinia ferrea* to remove any regrowth/reshoots that extend over the lot at 20A Turner Street, SCARBOROUGH QLD 4020.
4. The Initial Works to be carried out by an appropriately insured and qualified arborist with a minimum of Australian Qualification Standard level 3.
5. The Subsequent Works can be carried out by the Tree-Keeper or a contractor engaged by the Tree-Keeper.
6. The Initial Works are to be completed within 60 days of the date of the order.

Signed


Ms Peta Stilgoe
Senior Member

Queensland Civil and Administrative Tribunal



Date: 18 September 2012