

DECISION

Case number: NDR152-25
Applicant: Stephen Richard Voysey
Respondent: Glenn Bowman
Shirley Bowman
Before: Member Pearce
Hearing Date: 24 April 2026
Delivery Date: 30 August 2026
Proceeding type: Tribunal Hearing
Initiating document: Application for a tree dispute filed 18 June 2025

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. The Tribunal orders the tree-keepers of Lot 253 on RP899580 to engage a suitably qualified arborist (minimum level III), with appropriate insurance coverage, to prune and maintain the subject lilly pilly and bamboo trees, to a height of 2.5 meters, or as a maximum of 1 meter above fence height on the boundary of the tree-keepers' property at 138 Cove Boulevard, River Heads, Queensland 4655 with the first instance of the maintenance work to be undertaken within 28 days of the date of these orders. The second instance of the maintenance work is to be undertaken within one year of the first and then is to be undertaken on an ongoing basis every year thereafter.
2. At the time of undertaking such works the arborist engaged is to monitor the future health and stability of the trees and provide advice to the tree-keepers regarding this.
3. The Tribunal orders all tree debris to be removed from the applicant's / tree-keepers' property after the recommended pruning is performed.
4. The Tribunal orders the tree-keepers to pay for all expenses associated with the carrying out of these orders.
5. The Tribunal authorises a person, including the applicant (or successor in title) or person appointed by the applicant (or successor in title) to enter the tree-keepers' land to carry out these orders.
6. If the applicant (or successor in title) intends to enter the tree-keepers' property (Lot 253 on RP899580) to carry out these orders or engage consultants to do so, then the applicant (or successor in title) must first give 14 days' written notice to that effect to the tree-keepers, at the tree-keepers' last known address.
7. If the applicant (or successor in title) undertakes work that should have been done by the tree-keepers pursuant to the terms of this order, and incurs costs in doing so, then the Tribunal orders the tree-keepers to reimburse the applicant (or successor in title).

8. If the tree-keepers reconfigure Lot 253 on RP899580 (for example, through subdivision), then these orders continue to have effect over the property or properties created because of the reconfiguration.
9. These orders remain in force and effect for 10 years.

Signed

A handwritten signature in black ink is written over a circular blue stamp. The stamp contains the text "ADMINISTRATIVE TRIBUNAL" at the top and "QUEENSLAND CIVIL AND ADMINISTRATIVE TRIBUNAL" at the bottom.

Member Pearce
Queensland Civil and Administrative Tribunal