

DIRECTIONS

Case Number: NDR107-14
Applicant: Julianna Dawn Colley
Respondent: Ty Arnold Maher

Before: Senior Member Stilgoe OAM
Date: 19 February 2015
Proceeding Type: Directions Hearing
Initiating Document: Application for a tree dispute

THE TRIBUNAL DIRECTS THAT BY CONSENT:

1. The registered owner of the lot at 16 Cupania Street, ALGESTER QLD 4115 (“the Tree-Keeper”) arrange to have the following works carried out on the trees the subject of the dispute (“the Works”):
 - (a) The subject tree - 1 x 3m wide cluster of Clumping Bamboo Oldhamii (*Bambusa oldhamii*) is to have a height reduction down by 5m – 6m to the gutter height of the tree keeper’s deck roof and canopy reduction and prune back overhang by 4.4m to behind the common boundary fence by at least 30cm.
 - (b) Remove any running shoots from the clumping bamboo which are on Julianna Dawn Colley’s property.
2. The Works must be carried out:
 - (a) By an appropriately insured arborist with a minimum of Australian Qualifications Framework level 3 in Arboriculture; and
 - (b) Within 60 days of the date of this agreement.
3. The Works shall be maintained in accordance with paragraph (1) of this agreement. On written notice from Julianna Dawn Colley to Ty Arnold Maher, maintenance of the Works is to be completed within four (4) weeks.

Signed

Senior Member Stilgoe OAM
Queensland Civil and Administrative Tribunal