

DECISION

Case number: NDR023-15
Applicant: Ohene Karikari-Yeboah
Respondent: Klein Investments Pty Ltd

Before: Senior Member Brown
Date: 8 October 2015
Proceeding Type: Directions Hearing

THE DECISION OF THE TRIBUNAL IS, BY CONSENT:

1. Klein Investments Pty Ltd will arrange to have the following works carried out on the trees the subject of the dispute ("the Works"):
 - (a) **Tree #1 – 1 x *Eucalyptus pilularis* – Blackbutt and trees #3 #4 #5 - 3 x *Citharexylum spinosum* – Fiddlewood** (as referred to in the report of Tony Cockram dated 2 August 2015) are to be totally removed.
 - (b) **Tree #2 – 1 x *Eucalyptus pilularis* – Blackbutt** (as referred to in the report of Tony Cockram dated 2 August 2015) is to have the two (2) lowest southern lateral limbs over the pool of the property at 20 Marble Drive, CARRARA QLD 4211 ("the Neighbour") removed (as referred to in photo #9 in the report of Tony Cockram dated 2 August 2015) with a maintenance regime of deadwood removal and aerial canopy inspection be carried out every 2 to 3 years by a suitably qualified Arborist.
 - (c) **Tree #6 - 1 x *Eucalyptus crebra* – Narrow – leaved Ironbark** (as referred to in the report of Tony Cockram dated 2 August 2015) is to have the two (2) lowest southern lateral limbs over the Neighbour's land reduced back to 2 metres inside the property boundary fence.
2. The Works must be carried out:
 - (a) In accordance with Australian Standard 4373-2007 "*Pruning of Amenity Trees*";
 - (b) By an appropriately insured arborist with a minimum of Australian Qualifications Framework level 3 in Arboriculture; and
 - (c) Within 60 days of the date of the final agreement
 - (d) At the expense of Klein Investments Pty Ltd.

Signed

Senior Member Brown
Queensland Civil and Administrative Tribunal