

DECISION

Case number: NDR034-24
Applicant: Shayne Hegarty
Respondent: Steve Dover

Before: Member Bishop
Member Benjamin

Date: 8 May 2025
Proceeding Type: Compulsory Conference

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. **On or before 4:00pm on 31 July 2025, Steve Dover** must:
 - (a) cut down the Tallowwood Tree (identified as Tree 1 in Tony Cockram's Tree Assessment Report dated 30 November 2024) (Tree 1) to a stump and poison Tree 1's stump; and
 - (b) cut down the seven (7) semi-mature Hills Weeping Fig (identified as Tree 2, Tree 3, Tree 4, Tree 5, Tree 6, Tree 7 and Tree 8 in Tony Cockram's Tree Assessment Report dated 30 November 2024) (Trees 2 - 8) to stumps and poison Trees 2 – 8 stumps.
2. **Steve Dover** must engage a contractor with appropriate insurances (including Public Liability Insurance) (the Elected Contractor) to undertake removal of Tree 1, Tree 2, Tree 3, Tree 4, Tree 5, Tree 6, Tree 7 and Tree 8 (the Removal Work) as outlined in Order 1.
3. If required, **Shayne Hegarty** must give **Steve Dover's** Elected Contractor access to her land to undertake the work outlined in Order 1 subject to three (3) days' notice or as agreed between the parties.
4. **Steve Dover**, will be responsible for all costs associated with the Removal Work outlined in Order 1.
5. If **Steve Dover** fails to undertake any of the Removal Work outlined in Order 1 (the Incomplete Work) **Shayne Hegarty** can engage her own contractor with appropriate insurances (including Public Liability Insurance) to enter **Steve Dover's** land and carry out any of the Incomplete Work subject to **Shayne Hegarty** giving **14 days written notice** of that intention to **Steve Dover**.
6. The costs incurred by **Shayne Hegarty** engaging her own contractor to undertake any of the Incomplete Work in default of **Steve Dover** is recoverable from **Steve Dover** as a debt without further notice being required to be given.

Signed



Member Bishop
Queensland Civil and Administrative Tribunal