

DECISION

Case number: NDR121-18
Applicants: Toby Collin Sullivan
Jessica Rose Sullivan
Respondent: Gwenyth Turner

Before: Member Pennell
Date: 4 March 2020
Proceeding type: Tribunal Hearing

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. That the applicants be at liberty to engage a suitably qualified arborist to undertake pruning of the mango tree situated on the common boundary of the properties owned by both parties;
2. That any pruning of the mango tree is to be undertaken by a suitably qualified arborist pursuant to the recommendations of the 'arborist report', and in particular any pruning of the tree should:
 - (a) be back past the common boundary by utilising the collar cut pruning method to the Australian Standard; and
 - (b) be only to reduce the overall size of the tree to a height of no less than 10 metres.
3. That the respondent will allow an arborist or any other person acting under the direction of the arborist or under the direction of the applicants to enter the respondent's property for a reasonable time for the purpose of undertaking the pruning of the mango tree.
4. Any costs associated with the pruning of the mango tree are to be borne by the applicants.



Member Pennell
Queensland Civil and Administrative Tribunal