

DECISION

Case number: NDR189-23
Applicant: Jason Michael Hindmarsh
Respondent: FA Tarragindi Pty Ltd

Before: Member Bishop
Date: 2 October 2024
Proceeding type: Directions Hearing

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. **FA Tarragindi Pty Ltd**, must prune the African Tulip Tree (identified as tree 1 in Callen Chester's Aboricultural Assessment Report dated 22 May 2024) (Tree 1) back to the parties shared common boundary in the month of December of each year.
2. **FA Tarragindi Pty Ltd**, must undertake the first prune of Tree 1 in December 2024.
3. **FA Tarragindi Pty Ltd** must engage a contractor with appropriate insurances (including Public Liability Insurance) to undertake the pruning of Tree 1 outlined in Order 1.
4. **Jason Michael Hindmarsh**, must allow **FA Tarragindi Pty Ltd's** elected contractor with appropriate insurances (including Public Liability Insurance) access to his land to undertake the pruning outlined in Order 1 subject to **FA Tarragindi Pty Ltd** giving **Jason Michael Hindmarsh** three (3) days' notice.
5. **FA Tarragindi Pty Ltd** will be responsible for all costs associated with the pruning of Tree 1 outlined in Order 1.
6. These Orders remain in force for a period of 10 years.

Signed



Member Bishop
Queensland Civil and Administrative Tribunal