

## DECISION

**Case number:** NDR005-22  
**Applicant:** Robert Beres Thomas Johnson  
**Respondent:** Body Corporate for Oxlade Terraces Community Titles Scheme 3335  
**Before:** Member Jensen  
**Date:** 23 April 2024  
**Proceeding type:** Tribunal Hearing

---

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. That the respondent carry out work to prune the branches of Tree 1 (mature swamp cypress) and Tree 2 (native frangipani) back to the shared boundary line, such work to be completed within two months of the date of these orders.
2. That the pruning work required by order 1 be carried out on an ongoing basis annually commencing 1 July 2025.
3. That the pruning work required by orders 1 and 2 be carried out by a minimum AQF level III arborist in accordance with AS 4373 – 2007.
4. That the crown damage in Tree 1 be aerially inspected by a minimum AQF level 5 arborist to survey broken limbs in the upper canopy and prescribe any necessary remedial works based on their findings. This inspection is to be carried out within two months of the date of these orders. The respondent shall carry out and complete any recommended remedial works within two months of receiving said recommendation. This order 4 shall not limit or affect the operation of orders 1, 2 and 3; and
5. That the respondent pays the costs associated with carrying out orders 1 to 4 inclusive.

Signed



Member Jensen  
Queensland Civil and Administrative Tribunal