

## DECISION

**Case number:** NDR177-13  
**Applicant:** Patrick Lynch  
**Respondent:** George Luong Van  
**Before:** Member Hanly  
**Date:** 12 August 2014  
**Proceeding Type:** Hybrid Hearing

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### IT IS THE DECISION OF THE TRIBUNAL THAT:

1. The registered owner of the lot at 112 Beachmere Road CABOOLTURE QLD 4510, namely George Luong Van ("the Tree-Keeper") must arrange to have the following works carried out on the trees the subject of the dispute ("the Works"):
  - (a) Removal of trees 2, 3, 4
  - (b) Reduction of tree 5 – tree to be reduced back toward the fence line, so that the tree over hangs Patrick Lynch's property by approximately 2m.
2. The Works must be completed:
  - (a) by an appropriately insured arborist with a minimum of Australian Qualifications Framework level 3 in Arboriculture;
  - (b) in accordance with Australian Standard 4373-2007 "Pruning of Amenity Trees"; and
  - (c) within 60 days of the date of this order.
3. The cost of the Works is to be borne by George Luong Van.
4. There is no further order as to costs.

Signed

**Member Hanly**  
**Queensland Civil and Administrative Tribunal**