

DECISION

Case number: NDR044-23
Applicant: Shirley Cornmell
Respondent: Patricia Yann

Before: Member Bishop
Date: 30 May 2024
Proceeding type: Directions Hearing
Initiating document: Application for a tree dispute

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. **On or before 4:00pm on 30 August 2024**, the Respondent, **Patricia Yann**, must remove the mature Waterhousea (identified as Tree 1 in Mr Richards' Tree Assessment Report dated 6 December 2023) (Removal of Tree 1 Work).
2. The Respondent, **Patricia Yann**, must engage a contractor with appropriate insurances (including Public Liability Insurance) to undertake the Removal of Tree 1 Work.
3. The Respondent, **Patricia Yann**, must provide the Applicant, **Shirley Cornmell**, a copy of a quote from a contractor with appropriate insurances (the Quote) to undertake the Removal of Tree 1 Work prior to the Removal of Tree 1 Work being undertaken.
4. The Applicant, **Shirley Cornmell**, must pay direct to the contractor with appropriate insurances 50% of the Quote (up to a maximum of \$1,100) and the Respondent, **Patricia Yann**, must pay direct to the contractor with appropriate insurances all other outstanding amounts of the Quote.
5. The Applicant, **Shirley Cornmell**, must allow the Respondent's, **Patricia Yann's**, elected contractor with appropriate insurances, access to her land to undertake the Removal of Tree 1 Work subject to:
 - (a) the elected contractor with appropriate insurances showing the Applicant, **Shirley Cornmell**, proof of having appropriate insurances including Public Liability Insurance; and
 - (b) three (3) days' notice or as agreed between the parties.

Signed



Member Bishop
Queensland Civil and Administrative Tribunal