

DECISION

Case number: NDR149-24
Applicant: Amy Hills
Matthew John Hills
Respondent: Trevor Sydney Jones
Tracey Kay Jones
Before: Member Bishop
Date: 20 November 2024
Proceeding type: Directions Hearing

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. **On or before 4:00pm on 28 March 2025, Trevor Sydney Jones and Tracey Kay Jones** must undertake an initial prune on the Mango Tree situated on their land near the parties' shared common boundary (Tree 1) to:
 - (a) remove Tree 1's deadwood;
 - (b) if possible, remove and/or reduce all or some of Tree 1's lateral limbs encroaching onto **Amy Hills' and Mathew John Hills' land**, and
 - (c) as appropriate, raise, directional prune and/or balance Tree 1's canopy.
2. In the month of **March 2027, March 2029, March 2031 and March 2033, Trevor Sydney Jones and Tracey Kay Jones** must undertake ongoing maintenance of Tree 1 to, if required, to:
 - (a) remove Tree 1's deadwood;
 - (b) if possible, remove and/or reduce all or some of Tree 1's lateral limbs encroaching onto **Amy Hills' and Mathew John Hills' land**, and
 - (c) as appropriate, raise, directional prune and/or balance Tree 1's canopy.
3. **Trevor Sydney Jones and Tracey Kay Jones** must engage an arborist with a minimum qualification of Australian Qualification Framework level 3 in arboriculture with appropriate insurances (including Public Liability Insurance) to undertake the work outlined in Order 1 and Order 2.
4. The pruning outlined in Order 1 and Order 2 must be undertaken subject to the expertise of **Trevor Sydney Jones' and Tracey Kay Jones' elected arborist's** and in accordance with AS4373-2007 Pruning of Amenity Trees.
5. If required, **Amy Hills and John Hills** must allow **Trevor Sydney Jones' and Tracey Kay Jones' elected arborist** access to their land to undertake the work outlined in Order 1 and/or Order 2 subject to **Trevor Sydney Jones and Tracey Kay Jones** giving **Amy Hills and John Hills** three (3) days' notice by email.
6. **Trevor Sydney Jones and Tracey Kay Jones** will be responsible for all costs associated with the work outlined in Orders 1 and 2.

Signed



Member Bishop
Queensland Civil and Administrative Tribunal