

## DECISION

**Case Number:** NDR026-12

**Applicant:** Ian Ladbrook

**Respondent:** Barbara Ravenswood

**Before:** Kerrie O'Callaghan, Senior Member

**Date:** 16 July 2012

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IT IS THE DECISION OF THE TRIBUNAL THAT, BY CONSENT:

1. The registered owner of the lot at 83 Vale Street, MOOROOKA QLD 4105 ("the Tree-Keeper") arrange to have the following works carried out on the trees the subject of the dispute ("the Initial Works"):
  - (a) Lateral reduction pruning be performed on the three (3) trees subject to this application (*D. regia*, *J. mimosifolia* and *S. campanuleta*) to reduce their canopies back to within The Tree-Keeper's property. This pruning is to be performed to the full height of each tree's canopy.
  - (b) The pruning of the *J. mimosifolia* shall include the complete removal of the previously stub cut leader that extends towards the lot at 85 Vale Street, Moorooka QLD 4105 ("the Neighbour") back to its main trunk junction and the removal of the multiple small epicormically attached leaders attached to The Neighbour's side of its basal root crown.
  - (c) All tree debris to be removed from The Neighbour's property after the recommended pruning is performed.
2. The Tree-Keeper arrange to have the following works carried out on the trees the subject of the dispute ("the Subsequent Works"):
  - (a) Annual maintenance on the canopies of the three (3) trees subject to this application to maintain the spread of their canopies within the Tree-keeper's property. This pruning is to be performed to the full height of each tree's canopy.
3. All pruning to be performed in compliance with the requirements of Australian Standard 4373-2007 "*Pruning of amenity trees*".

**For more information on QCAT**

Call 1300 753 228 or visit [www.qcat.qld.gov.au](http://www.qcat.qld.gov.au)  
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4. Climbing spurs, climbing gaffs or climbing irons shall not be used during pruning works.
5. All works shall be performed by a minimum Australian Qualifications Framework (AQF) level 3 qualified arborist.
6. The attending arborist / company shall provide proof of current Public Liability and Work Cover insurances prior to work onsite.
7. The Neighbour must allow access to his property for the Initial Works and the Subsequent Works to be carried out.
8. The Initial Works are to be carried out and completed within 60 days of the date of this decision.

Kerrie O'Callaghan  
Senior Member  
**Queensland Civil and Administrative Tribunal**

Date: 16 July 2012

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