

DECISION

Case number: NDR032-24
Applicant: Lois Iddon
Respondent: Wayne Matthews
Grace Matthews

Before: Member Bishop
Date: 27 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, Wayne Matthews and Grace Matthews**, must reduce the height of the Mango Tree situated on their land (Tree 1) by 30% to 50% (the Reduced Height of Tree 1).
2. In the month of **September 2026, September 2027, September 2028, September 2029, September 2030, September 2031, September 2032, September 2033 and September 2034**, **Wayne Matthews and Grace Matthews** must undertake ongoing maintenance to maintain the Reduced Height of Tree 1 and ensure Tree 1 does not encroach onto **Lois Iddon's** land.
3. **Wayne Matthews and Grace Matthews** 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 initial tree work outlined in Order 1 and the ongoing maintenance outlined in Order 2.
4. If **Wayne Matthews and Grace Matthews** fails to undertake any of the work outlined in Order 1 and/or Order 2 (the Incomplete Work), **Lois Iddon** shall be entitled to engage her own arborist who will be entitled to enter **Wayne Matthews' and Grace Matthews'** land and carry out any of the Incomplete Work subject to **Lois Iddon giving 14 days written notice** of that intention to **Wayne Matthews and Grace Matthews**.
5. The costs incurred by **Lois Iddon** engaging her own arborist to undertake any of the Incomplete Work in default of **Wayne Matthews and Grace Matthews**, shall be recoverable from **Wayne Matthews and Grace Matthews** as a debt without further notice being required to be given.

Signed



Member Bishop
Queensland Civil and Administrative Tribunal