

## DIRECTIONS

**Case number:** NDR019-23

**Applicant:** Brevin Bernhard Zulch  
Nadine Vanessa Zulch

**Respondent:** Celestina Hogerheyde  
Christopher Hogerheyde

**Before:** Member Pearce

**Delivered on:** 5 December 2024

**Date:** 24 June 2024

**Proceeding type:** On The Papers Hearing

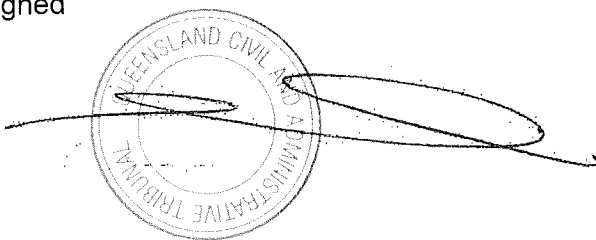
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### THE TRIBUNAL DIRECTS THAT:

1. The tribunal orders the tree-keepers of Lot 185 RP30541 to engage a suitably qualified arborist (minimum level 5), with appropriate insurance coverage, to undertake the following: Crown clean (removal of deadwood and any unattached branches) as required. Undertake an aerial assessment of the defect located at the codominant union in the crown of the tree. Undertake select directions pruning / canopy lifting over neighbouring residential properties as required. Pruning must be to collar points and overall structure and symmetry of all the tree to be retained. Pruning to be taken to collar points with branches 50mm diameter or less of the single Gum Tree located on the tree-keepers' property at 86 Cane Street, Redland Bay. With the first instance of the maintenance work to be undertaken within 28 days.
2. The tribunal orders the tree-keepers of Lot 185 RP30541 to engage a suitably qualified arborist (minimum level 5), with appropriate insurance coverage, to undertake the following: Crown clean (removal of deadwood and any unattached branches as required). Pruning must be to collar points and the overall structure and symmetry of the tree to be retained within one year of Order 1.
3. The tribunal orders the tree-keepers of Lot 185 RP30541 to engage a suitably qualified arborist (minimum level 5), with appropriate insurance coverage, to undertake the following: Visual tree inspection by an (AQF) level five (5) qualified arborist and remedial pruning as specified within one year of Order 2.
4. The tribunal orders the tree-keepers of Lot 185 RP30541 to engage a suitably qualified arborist (minimum level 5), with appropriate insurance coverage, to undertake the following: Crown clean (removal of deadwood and any unattached branches) as required. Undertake select directions pruning / canopy lifting over neighbouring residential properties as required. Pruning must be to collar points and overall structure and symmetry of all the trees to be retained. Pruning to be taken to collar points with branches 50mm diameter or less.

5. The tribunal orders the tree-keepers of Lot 185 RP30541 to engage a suitably qualified arborist (minimum level 5), with appropriate insurance coverage, to undertake the following: Visual tree inspection by an (AQF) level five (5) qualified arborist and remedial pruning as specified within one year of Order 4.
6. The tribunal orders the tree-keepers of Lot 185 RP30541 to engage a suitably qualified arborist (minimum level 5), with appropriate insurance coverage, to undertake the following: Review the existing five year plan and if suitable continue same over the following five years.
7. The Tribunal orders all tree debris to be removed from the applicants' / tree-keepers' property after the recommended pruning is performed.
8. The tribunal orders the tree-keepers to pay for all expenses associated with the carrying out these orders.
9. The tribunal authorises a person, including the applicants (or successor in title) or person appointed by the applicants (or successor in title) to enter the tree-keepers' land to carry out these orders.
10. If the applicants (or successor in title) intend to enter the tree-keepers' property ( Lot 185 RP30541) to carry out these orders or engage consultants to do so, then the applicants (or successor in title) must first give 14 days' written notice to that effect to the tree-keepers, at the tree-keepers' last known address.
11. If the applicants (or successor in title) undertake work that should have been done by the tree-keepers pursuant to the terms of this order, and incur costs in doing so, then the tribunal orders the tree-keepers to reimburse the applicants (or successor in title).
12. If the tree-keepers reconfigure Lot 185 RP30541 (for example, through subdivision), then these orders continue to have effect over the property or properties created because of the reconfiguration.
13. These orders remain in force and effect for 10 years.

Signed

A circular stamp of the Queensland Civil and Administrative Tribunal (QCAT) is visible. The text around the perimeter of the stamp reads "QUEENSLAND CIVIL AND ADMINISTRATIVE TRIBUNAL". A handwritten signature, which appears to be "Pearce", is written across the stamp.

**Member Pearce**  
**Queensland Civil and Administrative Tribunal**