QCAT

Queensland Civil and Administrative Tribunal

DECISION

Case number:	**NDR117-25**
Applicant:	**Brigitta Helena Prenner**
Respondent:	**Elias Habchi** **Marie Habchi**
Before:	**Member P Roney KC**
Date:	**1 October 2026**
Proceeding type:	**Tribunal Hearing**
Initiating document:	**Application for a Tree Dispute filed 9 May 2025**

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT:

1. The Respondents must carry out Tree works and consequential remedial works set out below within 90 days of the date of these orders or within such further time as the tribunal allows.
2. Tree 1, being the cluster of 7 x Syagrus romanzoffiana (Cocos Palm) identified in the tree assessment report dated 9 July 2026, must be totally removed and stump ground.
3. The work in order 2 must be carried out by an appropriate qualified AQF Level 3 Arborist.
4. Within 90 days the Respondents at their cost are to remove all overhanging limbs and branches to tree two the Melaleuca Bracteata (Revolution Gold) by a qualified level 5 Arborist.
5. Within 90 days the Respondents is to install a root barrier in respect to tree two the Melaleuca Bracteata (Revolution Gold) at least 20 centimetres inside the common boundary.
6. The Respondents are to engage a qualified AQF level 5 arborist to advise in relation to the length of the root barrier which is appropriate and perform the work recommended by said Arborist.
7. The Respondents are to carry out repairs to the damaged block work of the retaining wall, to the side of the Applicant's tennis court, identified in photo Exhibit 11 attached to this order.
8. The Respondents is to pay cost to the repairs to the brick wall adjacent to the Syagrus romanzoffiana (Cocos Palm) which are to be removed under order two, and replacement of brick panel presently in that area
9. The Respondents will do all things reasonably necessary to make good the Applicant's property and restore to the original state before the works were performed.

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10. Applicant is to provide reasonable access for the tree works and works to the walls to be carried out.
11. The Parties have liberty to apply in respect of any aspect these orders that require variation or clarification.

Signed

Member P Roney KC
Queensland Civil and Administrative Tribunal