

DECISION

Case number:	NDR208-12
Applicants:	Alan Holloway Ron Rankine
Respondent:	Dominic John Tennison
Before:	J Browne, Member
Date:	12 August 2013
Proceeding Type:	Compulsory Conference

IT IS THE DECISION OF THE TRIBUNAL THAT BY CONSENT:

1. The registered owner of the lot at 16 Leawarra Crescent FERNY HILLS QLD 4055 (“the tree-keeper”) arrange to have the following works carried out on the tree/s the subject of the dispute (“the Works”) on or before 31 October 2013:
 - (a) Lateral reduction pruning of the Leopard Tree (*Caesalpinia ferrea*) and the Poinciana (*Delonix regia*) located within the rear left (Northwest) corner of the tree-keeper’s property at 16 Leawarra Crescent, Ferny Hills, QLD, 4055 so that no sections of their canopies extend over either applicants’ properties at 115 & 113 Ferny Way, Ferny Hills, QLD, 4055.
 - (b) Complete removal of the Cocos Palm (*Syagrus romanzoffiana*) located within the rear left (Northwest) corner of the tree-keeper’s property at 16 Leawarra Crescent, Ferny Hills, QLD, 4055.
 - (c) Lateral reduction pruning of the Grey Ironbark (*Eucalyptus crebra*) located within the rear right (Northeast) corner of the tree-keeper’s property at 16 Leawarra Crescent, Ferny Hills, QLD, 4055 to remove the low lateral limb that extends over applicant’s #1 property at 115 Ferny Way, Ferny Hills, QLD, 4055 back to the vertical growth within the tree-keeper’s property.
 - (d) Lateral reduction pruning of the Grey Ironbark (*Eucalyptus crebra*) located within the rear right (Northeast) corner of the tree-keeper’s property at 16 Leawarra Crescent, Ferny Hills, QLD, 4055 to remove the two (2) low lateral limbs that extend over applicant’s #2 property at 113 Ferny Way, Ferny Hills, QLD, 4055.
 - (e) Subsequent lateral reduction pruning to be performed on the *C. ferrea*, *D. regia* and the *E. crebra* at a maximum of two (2) yearly intervals to maintain the canopies at their maximum spread after the initial pruning.
 - (f) All tree debris to be removed from the applicants’ / tree keeper’s property after the recommended pruning is performed.

For more information on QCAT

- (g) All pruning to be performed in compliance with the requirements of *Australian Standard 4373-2007 "Pruning of amenity trees"*.
- (h) Climbing spurs / climbing gaffs / climbing irons shall not be used during pruning works.
- (i) All works shall be performed by a minimum Australian Qualifications Framework (AQF) level three (3) qualified arborist.
- (j) The attending arborist / company shall provide proof of current Public Liability and Work Cover insurances prior to works onsite.

Signed



J Browne
Member
Queensland Civil and Administrative Tribunal