

## DECISION

**Case number:** NDR216-24  
**Applicant:** Bruce Dooley  
Ann-Louise Dooley  
**Respondent:** Andre Chevallier-Knospe  
**Before:** Member Chapple  
**Delivered on:** 18 March 2026  
**Hearing date:** 25 February 2026  
**Proceeding type:** Tribunal Hearing  
**Initiating document:** Application for a tree disputed filed on 13 December 2024

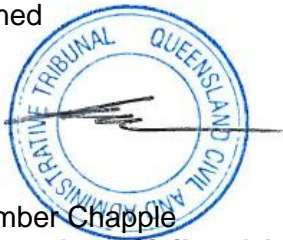
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IT IS THE DECISION OF THE TRIBUNAL THAT:

1. By consent of the parties, the Respondent must remove the Rain tree by no later than 30 April 2026.
2. The Respondent must undertake, on an annual basis:
  - a. height reduction of the subject trees to 5 metres from the ground, except where the subject trees may interfere with the electricity pole and/or wires on the Applicant's land, in which case, 4 metres from ground.
  - b. branch reduction of the subject trees in relation to those branches overhanging the Applicant's land such that the branches do not extend more than 2.5 metres into the Applicant's land.
3. The Respondent must engage an arborist with a minimum qualification of Australian Qualification Framework level 3 in arboriculture with appropriate insurances to undertake the work associated with Order 2 to no lesser standard than that specified in AS4373-2007.
4. The Respondent must ensure the initial work associated with Order 2 is undertaken by no later than 30 April 2026.
5. The Applicant must allow the Respondent's arborist, and any contractor of the arborist with appropriate insurances, access to the Applicant's property to undertake the work associated with Order 2 subject to the Respondent giving the Applicant 7 days' written notice.
6. The Respondent will be responsible for all costs associated with Orders 1 and 2.
7. If the Respondent fails to undertake any of the work associated with Orders 1 and 2 ('Incomplete Work'), the Applicant shall be entitled to undertake any of the Incomplete Work in accordance with these orders. Where necessary to comply with these orders, the Applicant's arborist, and any contractor of the arborist with appropriate insurances, shall be entitled to enter the Respondent's land and undertake any of the Incomplete Work subject to the Applicant giving 14 days' written notice of that intention to the Respondent.

8. If the Respondent undertakes the Incomplete Work prior to the expiration of the 14 days' written notice given under Order 7, the Applicant's entitlement to enter the Respondent's land, with or without their arborist and/or contractor, is extinguished.
9. The costs incurred by the Applicant to undertake the Incomplete Work in accordance with these orders in default of the Respondent shall be recoverable from the Respondent as a debt without further notice being required to be given.
10. In accordance with Part 6 of the *Neighbourhood Disputes (Dividing Fences and Trees) Act 2011* (Qld), details of these orders will be entered in the register of orders maintained as a public record by the Tribunal.
11. Each party must bear their own costs of and incidental to this Application.

Signed

A blue circular stamp of the Queensland Civil and Administrative Tribunal (QCAT) is centered on the page. The text around the perimeter of the stamp reads "QUEENSLAND CIVIL AND ADMINISTRATIVE TRIBUNAL". A handwritten signature in black ink is written across the center of the stamp.

Member Chapple  
**Queensland Civil and Administrative Tribunal**