

## DECISION

**Case Number:** NDR024-11

**Applicant:** Mr Jorgen Thomsen

**Respondent:** Mrs Victoria White

**Before:** Peta Stilgoe, Senior Member

**Date:** 24 August 2012

**Proceeding Type:** On-Papers Hearing

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IT IS THE DECISION OF THE TRIBUNAL THAT:

1. Mr Jorgen Thomsen, the registered owner of the lot at 14A Lucas Street Scarborough will arrange for the removal of the *Ficus benjamina* the subject of this dispute at his own cost.
2. The removal of the *Ficus benjamina* is to be completed by an appropriately qualified and insured arborist with a minimum qualification of an Australian Qualifications Framework level 3.
3. Mrs Victoria White, the registered owner of the lot at 199B Scarborough Road Scarborough and the Tree-Keeper, will give access to the arborist engaged by Mr Thomsen to carry out the removal of the *Ficus benjamina*.
4. Mr Thomsen will give Mrs White not less than 14 days notice in writing of the arborist's intention to attend and remove the *Ficus benjamina*. Mrs White will not unreasonably refuse access.
5. The removal of the *Ficus benjamina* is to be carried out within 90 days of the date of this order.

Peta Stilgoe  
Senior Member  
**Queensland Civil and Administrative Tribunal**

Date: 24 August 2012

**For more information on QCAT**

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