



**Parks & Bushland
Environment & Infrastructure Department
Tree on Neighbouring Property
Assessment Form**

If you are concerned about a tree on a neighbour's property, speak to your neighbour first before taking action. If your neighbour would like to have their tree assessed by a Council arborist, please ask them to call us on 1300 368 333 to discuss the Private Tree Inspection process.

If your neighbour refuses to have the tree inspected through our Private Tree Inspection process, you can lodge the following request to inspect a tree on a neighbour's property with Council. We will have the tree inspected and will send the arborist report to you and/or your neighbour within two weeks.

Any action required relating to the tree potentially posing a risk to Council land will be enforced by Council, however any tree potentially posing a risk to private property will remain a civil matter to be managed between the property owners.

More information on your rights and responsibilities regarding trees on private property is available from the Dispute Settlement Centre of Victoria.

You have the right to prune an overhanging tree to the boundary fence line. You do not have the right to enter their property without permission.

Applicant Name:	<input type="text"/>		
Applicant Residential Address:	<input type="text"/>		
Email:	<input type="text"/>		
Phone:	(Business) <input type="text"/>	(After Hours or Mobile)	<input type="text"/>
Address of the property where the tree is located:	<input type="text"/>		
Total number of trees to be assessed on property:	<input type="text"/>		

**Please draw a map below to enable easy identification on-site
(Attach a separate map if there is not enough room below)**

Applicants must answer the questions on page 2 and sign the application

Why are the tree/s considered dangerous? (this section must be completed)

Is the tree dead?YES or NO

When did you notice the tree/s were dangerous?.....

What sort of changes have you noticed?

.....

Are the roots near roads / trenches / or recently been cut?

Describe the tree top / foliage

.....

What would the tree hit if it were to fall?

Distance from existing building:

Species (if known):

Terms and conditions

Warranty

Yarra Ranges Council represents and warrants to customer that the council will:

- (i) use suitably qualified arborists to undertake the assessment;
- (ii) exercise due skill, care and diligence in the carrying out and completion of the tree assessment activities;
- (iii) conduct a visual tree assessment only of the tree under assessment;
- (iv) execute and complete the tree assessment activities in accordance with accepted industry practice and fit for the intended purpose;
- (v) to the fullest extent permitted by law exclude all statutory or implied warranties, other than the above warranties, in respect of the tree assessment activities undertaken by Yarra Ranges of it's contractors.

Legal liability

To the fullest extent permitted by law, except for personal injury or death directly caused or to the extent contributed to by a negligent act or omission of Yarra Ranges Council, Yarra Ranges Council will not otherwise be liable to the Customer, whether in contract, tort (including negligence), under statute, in equity or on any other legal basis for any loss, damage (including economic and consequential loss or damage), injury, death, costs, charges or expenses resulting from or in any way connected with this service.

I hereby agree to the terms and conditions listed above

Signature of Applicant:..... **Date:**

If you have any questions, please call Yarra Ranges Council on 1300 368 333

Please return this form to Yarra Ranges Council in person at your closest Community Link, email the completed form to mail@yarraranges.vic.gov.au, or post to:

Yarra Ranges Council
PO Box 105
Lilydale VIC 3140