



**LEGISLATIVE ASSEMBLY**  
FOR THE AUSTRALIAN CAPITAL TERRITORY

**SELECT COMMITTEE ON ESTIMATES 2014-2015**

Brendan Smyth MLA (Chair), Mary Porter MLA (Deputy-Chair),  
Giulia Jones MLA, Yvette Berry MLA



**ANSWER TO QUESTION TAKEN ON NOTICE  
DURING PUBLIC HEARINGS  
ESD No 21**

Asked by Giulia Jones on 24 June 2014: Minister for the Environment and Sustainable Development took on notice the following question:

Ref: Hansard Transcript, Select Committee on Estimates 2014-2015, 24 June 2014, page 111.

In relation to: And what are the dimensions of a tree that make it fit, you know, the tall trees register?

**Minster Corbell, MLA, for the Environment and Sustainable Development: The answer to the Member's question is as follows:-**

S.10 of the *Tree Protection Act 2005* gives the dimensions of regulated trees that are the subject this Act. A regulated tree is a tree on leased land in the built up urban area that:

- (a) is 12m or more high; or
- (b) has a trunk with a circumference of 1.5m or more, 1m above natural ground level;  
or
- (c) has 2 or more trunks and the total circumference of all the trunks, 1m above natural ground level, is 1.5m or more; or
- (d) has a canopy 12m or more wide;

and is not listed as a pest plant under the *Pest Plants and Animals Act 2005*.

A tree that is placed on the Tree Register has higher protection under the Act and to be placed on the Register a tree must meet the criteria as provided in Disallowable Instrument DI2006-56, Tree Protection (Criteria for Registration and Cancellation of Registration) Determination 2006. A copy of this instrument can be found at <http://www.legislation.act.gov.au/a/2005-51/current/pdf/2005-51.pdf>.

Provided the tree meets the criteria as provided in the Disallowable Instrument there is no size restriction.

Approved for circulation to the Select Committee on Estimates 2014-2015

Signature:

Date:

By the Minister for the Environment and Sustainable Development, Simon Corbell, MLA.

**INSTRUCTIONS FOR ANSWERING QUESTIONS TAKEN ON NOTICE (QTON):**

1. Answers to QTONs should be lodged in signed hard copy (not emailed) to the Committee Support office within **5 working days of the hearing day when the question was taken on notice**. Day 1 is the first working day after the day of the hearing in which the question is taken on notice. *Example: If the question is taken on notice on Monday, the answer should be submitted by close of business the following Monday (even if the hearings for the portfolio stretch across several days).*
2. Where an answer provides a referral to sources of information in published documents, the answer should include the name of the document, the author and / or agency publishing the document, page number/s, and a hyperlink to the document, if applicable.