

DECISION

Case number: NDR020-17

Applicant: Michael Clifford O'Hare

Respondents: Kerry Finch
Steven Finch

Before: Member A Fitzpatrick

Date: 16 February 2018

Proceeding Type: Compulsory Conference

IT IS THE DECISION OF THE TRIBUNAL THAT BY CONSENT:

1. Kerry Finch and Steven Finch will cut down and permanently remove the 21 Alexandra Palm trees described in the report by Branching Out Tree Specialist, dated 20 August 2017, as Group 1 and Group 2 trees, (the Trees) which are located at 16 Cayley Street, Trinity Beach, Queensland, by:
4:00pm on 9 March, 2018.
2. Kerry Finch and Steven Finch will not replant the Trees with trees of the same species.
3. Kerry Finch and Steven Finch will meet the costs of cutting down and permanently removing the Trees.
4. Michael Clifford O'Hare will contribute to the cost of cutting down and permanently removing the Trees in the sum of \$250.00 to be paid by electronic funds transfer to Kerry Finch and Steven Finch's Bank Account within 7 days of the cutting down and removal of the Trees.
5. Kerry Finch and Steven Finch must advise Michael Clifford O'Hare by email of their bank account details to enable transfer of the sum of \$250.00.
6. These Orders are in full and final satisfaction of the issues in dispute.
7. There is no order as to costs.
8. The application is dismissed.

Signed

Member A Fitzpatrick
Queensland Civil and Administrative Tribunal