

DECISION

Case number: NDR192-12

Applicant: Mr Alexander Oberhofer

Respondent: Mr Roger Tarlton
Mrs Dianne Tarlton

Before: Ms Louise McDonald, Member

Hearing Date: 13 September 2013

Proceeding Type: Tribunal Hearing

Delivered On: 24 September 2013

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. That the registered owners of lot at 30 Caroothool Place Mooloolaba will arrange for the removal of the two Cocos Palms subject to this dispute identified as trees 1 and 3 in the Report of Mr Inman of 9 February 2013.
2. That the cost of removal of trees 1 and 3 shall be born solely by the Respondents.
3. That the registered owners of lot 30 Caroothool Place will arrange for the annual pruning of the Cabbage palm to reduce the amount of dead palm fronds, flower spikes, and seed heads at their own cost.
4. The removal and pruning of the aforesaid trees is to be completed by an appropriately qualified and insured arborist with a minimum qualification of an Australian Qualified Framework Level 3 Arborist.
5. The removal of trees 1-3 is to be carried out within 90 days of this order.

Signed

Ms Louise McDonald
Member
Queensland Civil and Administrative Tribunal