

DECISION

Case Number: NDR038-12
Applicant: Neil Francis Pitt
Respondent: Redland City Council
Before: Peta Stilgoe, Senior Member
Date: 13 November 2012
Initiating Document: Application for decision/order by consent

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. The Directions Hearing listed in Brisbane for 3:30pm on 13 November 2012 is vacated.

IT IS THE DECISION OF THE TRIBUNAL THAT, BY CONSENT:

1. Redland City Council remove 4 trees from its land at 51 Main View Drive, Russell Island, being trees numbered 5, 7, 8 and 9 identified on the attached 'Tree Plan'.
2. Redland City Council prune trees 1 and 10 so that no part of the trees overhang the property boundary to 53 Main View Drive, Russell Island.
3. Redland City Council perform actions identified in clauses 1 and 2 within 28 days of this order taking effect.
4. By July 2013 the Parties are to meet to review the trees situated on 51 Main View Drive to ensure they comply with the Neighbourhood Disputes Resolution Act 2011 in particular Redland City Council undertakes to cut and remove branches overhanging the neighbour's land that are more than 2.5m above the ground.
5. Neil Pitt agrees that this agreement fully settles any claims or interests that he has made under the claim NDR038-12 against Redland City Council.
6. The Parties may agree in writing to alter the terms of this agreement.

Peta Stilgoe
Senior Member
Queensland Civil and Administrative Tribunal

Date: 13 November 2012

For more information on QCAT

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