



Queensland Civil and Administrative Tribunal

CONSENT DECISION

Case number: NDR065-24
Applicants: Keith Gordon Taylor
Julenne Taylor
Respondents: Colin Renz
Patricia Renz
Haley Renz
Christopher Renz

Before: Member Bishop
Date: 7 August 2024
Proceeding type: Directions Hearing

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

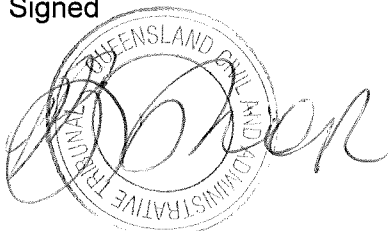
1. **On or before 4:00pm on 27 December 2024**, the Respondents, **Colin Renz, Patricia Renz, Haley Renz and Christopher Renz** must undertake an initial pruning on the Lychee Tree (Tree 1) to reduce its height to no more than three (3) metres and remove/prune back any branches overhanging the parties' shared boundary fence.
2. If required, the Respondents, **Colin Renz, Patricia Renz, Haley Renz and Christopher Renz** must undertake maintenance of Tree 1 in May of each year to reduce its height to no more than three (3) metres and remove/prune back any branches overhanging the parties' shared boundary fence.
3. The Respondent, **Colin Renz, Patricia Renz, Haley Renz and Christopher Renz**, will be responsible for all costs associated with the work on Tree 1 outlined in Order 1 and Order 2.
4. If the Respondents, **Colin Renz, Patricia Renz, Haley Renz and Christopher Renz**, fail to undertake the work outlined in Order 1 and/or Order 2, the Applicants, **Keith Gordon Taylor and Julenne Taylor**, shall be entitled to have the work undertaken by an arborist with a minimum qualification of Australian Qualification Framework level 3 in arboriculture with appropriate insurances. The Applicants, **Keith Gordon Taylor's and Julenne Taylor's**, arborist shall be entitled to enter the Respondents, **Colin Renz's, Patricia Renz's, Haley Renz's and Christopher Renz's**, land and carry out the incomplete work subject to the Applicants, **Keith Gordon Taylor's and Julenne Taylor's**, giving 14 days written notice of that intention to the Respondents, **Colin Renz, Patricia Renz, Haley Renz and Christopher Renz**.
5. The costs incurred by the Applicants, **Keith Gordon Taylor's and Julenne Taylor's**, engaging an arborist to undertake the work in default of the Respondents, **Colin Renz, Patricia Renz, Haley Renz and Christopher Renz**, shall be recoverable from the Respondents, **Colin Renz, Patricia Renz, Haley Renz and Christopher Renz**, as a debt without further notice being required to be given.

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6. If the Respondents, **Colin Renz, Patricia Renz, Haley Renz and Christopher Renz**, undertake the incomplete work during the 14 days' notice period outlined in Order 4, the Applicants', **Keith Gordon Taylor's and Julenne Taylor's**, right to engage an arborist to undertake the incomplete work is extinguished.

Signed

A circular seal of the Queensland Civil and Administrative Tribunal (QCAT) is visible. The seal contains the text "QUEENSLAND CIVIL AND ADMINISTRATIVE TRIBUNAL" around the perimeter. Overlaid on the seal is a handwritten signature in dark ink, which appears to be "Bishop".

Member Bishop
Queensland Civil and Administrative Tribunal