

DECISION

Case number: NDR163-25
Applicant: Fiona Young-Moir
Respondent: Robert Geoffrey Jameson
Before: Member Poteri
Hearing date: 29 May 2026
Delivered on: 17 July 2026
Proceeding type: Tribunal Hearing

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. The respondent, Fiona Young-Moir, must properly maintain and remove any palm fronds and any seed pods of the 6 subject palm trees situated on the respondent's land that are in danger of falling on the property of Robert Geoffrey-Jameson, the applicant.
2. The respondent must undertake regular maintenance and removal, as required, with such maintenance and removal to take place on or before 31 July 2026 and thereafter at 6 monthly intervals for a period of 10 years.
3. The respondent shall be responsible for the cost of the maintenance and removal. However, the applicant must pay the sum of \$500 per annum to the respondent as a contribution to the cost of maintenance and removal of the palm fronds and the seed pods. The first payment must be paid on or before 4pm on 31 July 2026, with each subsequent yearly payment being made on or before 31 July each year for a period of 10 years.
4. If the respondent fails to undertake any of the maintenance and removal work as outlined in Orders 1 and 2 hereof ("Incomplete Work") the applicant shall be entitled to undertake any Incomplete Work on the giving of 14 days' notice in writing to the respondent. If this occurs, then the applicant's elected contractor shall be entitled to enter the respondent's land and carry out any of the Incomplete Work.
5. If the respondent undertakes all of the Incomplete Work prior to the expiration of the 14 days' notice period as outlined in Order 4 hereof, the applicant's and/or the applicant's contractor's entitlement to enter the respondent's land is extinguished.
6. Any costs incurred by applicant in engaging a contractor to undertake any of the Incomplete Works in default of the respondent undertaking such Incomplete Works shall be recoverable from the respondent as a debt without further notice being required to be given by the applicant to the respondent.

Signed



Member Poteri
Queensland Civil and Administrative Tribunal