


DECISION

Case number: NDR204-23
Applicants: Colin Mervyn Ellicombe
Barbara Anne Williams
Respondent: Julie Sinclair
Before: Member Bishop
Date: 22 May 2024
Proceeding type: Directions Hearing

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. The Respondent, **Julie Sinclair**, must prune the trees (identified as Mango Trees and Ficus Bushes) (the Trees) along the shared side boundary with the Applicants, **Colin Mervyn Ellicombe** and **Barbara Anne Williams**, back to the shared side boundary fence line in the month of February of each year (the Maintenance Work).
2. The Respondent, **Julie Sinclair**, must undertake the initial Maintenance Work outlined in Order 1 in February 2025.
3. The Respondent, **Julie Sinclair**, must engage a contractor with appropriate insurances (including Public Liability Insurance) to undertake the Maintenance Work outlined in Order 1.
4. The Respondent, **Julie Sinclair**, will be responsible for all costs associated with the Maintenance Work outlined in Order 1.
5. The Applicants, **Colin Mervyn Ellicombe** and **Barbara Anne Williams**, must allow the Respondent's, **Julie Sinclair's**, elected contractor with appropriate insurances access to their land to undertake the Maintenance Work outlined in Order 1 subject to three (3) days' notice or as agreed between the parties.

Signed



Member Bishop
Queensland Civil and Administrative Tribunal