

DECISION

Case Number: NDR030-15
Applicant: Greg Warren and Gleyln Warren
Respondent: Phil Douglas and Jill Douglas

Before: Member Hughes
Date: 3 March 2016
Proceeding Type: Compulsory Conference
Initiating Document: Application for a tree dispute filed 26 February 2015

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. The hearing scheduled for 18 March 2016 at 9:30am is vacated.

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. Phil Douglas and Jull Douglas will perform all works in Recommendations 2, 3 and 8 of the Report of Michel Sowden dated 25 July 2015 except that:
 - (a) Recommendation 2 will read:
"Complete removal and subsequent stump grinding of all Lilly Pilly and smaller natives within 250mm of the alignment of the boundary fence, but excluding the Flooded Gum";
 - (b) In addition, Phil Douglas and Jill Douglas will maintain the bamboo to a 0.5 metre clearance along the fence line and so that it does not overhang the property of Greg Warren and Gleyln Warren;
 - (c) The works are to commence within 90 days of these Orders.
2. Greg Warren and Gleyln Warren will perform all works in Recommendations 5 and 6 of the Report of Michael Sowden dated 25 July 2015.
3. The parties otherwise agree to implement the remaining Recommendations in the Report of Michael Sowden dated 25 July 2015.
4. Phil Douglas and Jill Douglas will provide to Greg Warren and Gleyln Warren written proof of all works they are required to undertake within 7 days of their completion.
5. The cost of the works shall be at the party undertaking the works.

For more information on QCAT

6. The Application is otherwise dismissed.
7. These orders are in full and final satisfaction of the issues in dispute.

Signed

Member Hughes
Queensland Civil and Administrative Tribunal