

## DECISION

**Case number:** NDR222-23  
**Applicant:** Jaz Ali Morton  
Lori Rosetta Anna Amuri  
**Respondent:** The Body Corporate for Halcomb Manor CTS33521  
**Before:** Member Bishop  
**Date:** 9 APRIL 2025  
**Proceeding type:** Directions Hearing  
**Initiating document:** Application for a tree dispute filed on 15 November 2023

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IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. **On or before 4:00pm on 26 September 2025, The Body Corporate for Halcomb Manor CTS33521** must install a Bamboo root barrier along the boundaries of their common property located in the exclusive use area of unit 5 from:
  - a) the corner of their land that adjoins **Jaz Ali Morton** and **Lori Rosetta Anna Amuri's** land seven and a half metres (7.5 metres) along their common boundary with 52 Glasgow Street; and
  - b) the corner of their land that adjoins **Jaz Ali Morton** and **Lori Rosetta Anna Amuri's** land four metres (4 metres) along their common boundary with 44 Halcomb Street.
2. **The Body Corporate for Halcomb Manor CTS33521** must engage an arborist with a minimum qualification of Australian Qualification Framework Level 5 in arboriculture with appropriate insurances (including Public Liability Insurance) or a professional root barrier system installer with appropriate insurances (including Public Liability Insurance) to undertake the work outlined in Order 1.
3. **The Body Corporate for Halcomb Manor CTS33521** will be responsible for all costs associated with the work outlined in Order 1.
4. If **The Body Corporate for Halcomb Manor CTS33521** fails to undertake any of the work outlined in Order 1 (the Incomplete Work), **Jaz Ali Morton** and **Lori Rosetta Anna Amuri** can engage their own Level 5 arborist with appropriate insurances (including Public Liability Insurance) or professional root barrier installer with appropriate insurances (including Public Liability Insurance) to enter **The Body Corporate for Halcomb Manor CTS33521's** land and undertake the Incomplete Work subject to **Jaz Ali Morton** and **Lori Rosetta Anna Amuri** giving **The Body Corporate for Halcomb Manor CTS33521** fourteen (14) days' written notice of that intention.
5. The costs incurred by **Jaz Ali Morton** and **Lori Rosetta Anna Amuri** engaging their own Level 5 arborist or professional root barrier installer to undertake the Incomplete Work in default of **The Body Corporate for Halcomb Manor CTS33521** is recoverable from **The Body Corporate for Halcomb Manor CTS33521** as a debt without further notice being required to be given.

Signed

Member Bishop

Queensland Civil and Administrative Tribunal