

DECISION

Case number: NDR090-16
Applicant: Darren John Hadfield
Respondent: Elizabeth Elliston Budgen
Before: Senior Member Brown
Date: 25 October 2016
Proceeding Type: On-Papers Hearing

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. The application for a tree dispute filed 20 May 2016 is dismissed.

Signed


Senior Member Brown
Queensland Civil and Administrative Tribunal


PROPOSED AGREEMENT

Case Number: NDR090-16
Applicant: Darren John Hadfield
Respondent: Elizabeth Elliston Budgen
Date: 21 October 2016

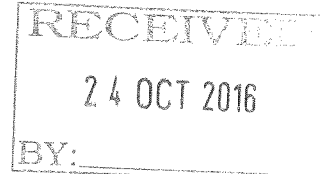
THE TRIBUNAL PROPOSES THE FOLLOWING AGREEMENT:

1. The following definitions apply to this proposed agreement:
 - (a) "the neighbour" – Darren John Hadfield
 - (b) "the tree keeper" – Elizabeth Elliston Budgen
 - (c) "the neighbours property" – 94 Berry Street, Sherwood QLD 4075
 - (d) "the tree keeper's property" – 38 Prospect Street, Sherwood, QLD 4075
 - (e) "the trees" – bamboo
2. The tree works are as follows ("the works"):
 - (a) The tree to be maintained at a height of 5 metres from ground level on a six monthly basis.
3. The tree keeper will pay the cost of the works.
4. The works identified in paragraph 2(a) must be carried out, if required to maintain the tree at a height of 5 metres, by no later than 31 December 2016 and thereafter no later than 30 June and 31 December of each subsequent calendar year.
5. Upon both parties signing this agreement the parties consent to an order of the Tribunal dismissing the application for a tree dispute filed 20 May 2016.

Please complete the appropriate section below and advise whether you consent or do not consent to the proposed agreement, then sign, date and return to the Tribunal within 21 days of the date of this notice.

<p>Darren John Hadfield Applicant</p> <p>I consent / I do not consent</p> <p>Signed: _____</p> <p>Date: _____</p>	<p>Elizabeth Elliston Budgen Respondent</p> <p>I consent / I do not consent</p> <p>Signed:  _____</p> <p>Date: 24/10/16 _____</p>
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Darren John Hadfield Applicant	Elizabeth Elliston Budgen Respondent
<input checked="" type="radio"/> I consent / <input type="radio"/> I do not consent	<input type="radio"/> I consent / <input type="radio"/> I do not consent
Signed: _____ <i>[Signature]</i>	Signed: _____
Date: _____ <i>23/10/16</i>	Date: _____