

## DECISION

**Case Number:** NDR062-12

**Applicant:** Elizabeth Faye Ainsworth

**Respondent:** Kristie J Moylan

**Before:** Peta Stilgoe, Senior Member

**Date:** 3 August 2012

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IT IS THE DECISION OF THE TRIBUNAL THAT, BY CONSENT:

1. The registered owner of the lot at 48 Eversleigh Road, SCARBOROUGH QLD 4020 ("the Tree-Keeper") arrange to have the following works carried out on the tree/s the subject of the dispute ("the Works"):
  - (a) The removal to ground level of the two (2) standing *R. regia* located along the left side (western) of the rear yard of the Tree-Keeper's property.
2. The Works are to be completed by a minimum Australian Qualifications Framework level three (3) qualified and appropriately insured arborist.
3. The Works are to be completed within 30 days of the date of the order.
4. The Tree-Keeper will provide 15 roof tiles to replace the damaged tiles on Elizabeth Ainsworth's garage roof and engage an appropriately insured contractor to install the tiles.
5. Elizabeth Ainsworth will provide access to her property to facilitate the replacements of the damaged roof tiles.
6. Elizabeth Ainsworth will arrange for the repair of the damaged timber fence palings on the dividing fence.
7. The works provided in orders 4 and 6 are to be completed within 60 days of the date of this decision.

Peta Stilgoe  
Senior Member  
**Queensland Civil and Administrative Tribunal**

Date: 3 August 2012

**For more information on QCAT**

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