

DECISION

Case Number: NDR005-12
Applicant: Alan Millar & Joyce Millar
Respondent: David Moore
Before: Peta Stilgoe, Senior Member
Date: 14 January 2013

Pursuant to paragraph 4 of the agreement dated 9 July 2012 -

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. David Moore install at his expense a tree root barrier on the boundary of his property and Alan and Joyce Millar's property. The location of the tree root barrier is to be determined and supervised by an arborist with a minimum of Australian Qualifications Framework (AQF) level 5 in arboriculture and also by the cost of installing the barrier. If the barrier can effectively be installed on Alan and Joyce Millar's land, then they hereby consent to it being installed on their land.
2. The tree root barrier is to be installed within 60 days of the date of this decision.
3. David Moore agrees to prune all overhanging branches on Alan and Joyce Millar's property in accordance with the recommendations of Roxanne Taylor's report dated 25 March 2012. This pruning is to be carried within 90 days of the date of this decision and is to be repeated every 12 months thereafter. The pruning is to be carried out by, or supervised by an AQF level 5 arborist and is to be paid for by David Moore.

Peta Stilgoe
Senior Member
Queensland Civil and Administrative Tribunal

Date: 14 January 2013

For more information on QCAT

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