

## Commercial and Consumer Tribunal

## Order

Section 50 Commercial and Consumer Tribunal Act 2003

APPLICATION NO:

KL023-08

APPLICANT:

Middlemount Holdings Pty Ltd

C/- Alternative Dispute Resolution Services

Attn: Mr W Fischer

PO Box 552

ASHGROVE QLD 4060

RESPONDENT:

**Body Corporate for Gemini CTS 9828** 

C/- North Coast Body Corporate Management Services

Attn: Mr K McMahon

PO Box 534

CALOUNDRA QLD 4551

Noting the order made by the Tribunal on 11 November 2008 and further noting that the respondent has failed to comply with that order and upon consideration of sections 48(6) and 49(4) of the *Body Corporate and Community management Act 1997*, the Commercial and Consumer Tribunal makes the following orders:

 The Contribution Lot Entitlement Schedule for the Body Corporate for Gemini CTS 9828 is adjusted in accordance with Schedule B in Table 5 of the Leary & Partners report dated 23 June 2008 as follows:

Lot Number	Contribution Lot Entitlement
1	34
2	33
3	33
4	32
5	33
6	33
7	33
8	33
9	32
10	33
11	33
12	33
13	32
14	33
15	33
16	33
17	32
18	33
19	33
20	33
21	32
22	33
23	33

24	33
25	32
26	33
27	33
28	33
29	32
30	33
31	33
32	33
33	32
34	33
35	33
36	33
37	32
38	33
39	
40	33
41	32
42	33
43	33
44	33
45	32
46	33
47	33
48	33
49	32
50	33
51	33
52	33
53	32
54	33
55	33
56	33
57	32
58	33
60	33
62	33
63	33
64	33
66	33
67	33
70	33
71	
	33
72	33
73	32
74	33
75	33
77	32
78	33
79	33
80	33
81	32

Aggregate	2998
99	37
98	33
97	38
96	32
95	33
94	32
93	32
92	33
91	35
88	37
87	33
86	33
85	32
84	33
83	33
82	33

 The respondent will prepare and lodge for registration in the Department of Natural Resources and Water, a new Community Management Statement in accordance with the adjustment of paragraph 1 of this order.

MS J SCHAFER CHAIRPERSON

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Commercial and Consumer Tribunal

Date: 19 November 2008