[2025] NZTT Queenstown | Tāhuna 9060224

TENANCY TRIBUNAL AT Queenstown | Tāhuna

APPLICANT:	Sanjay Kumar Gupta, Catherine Doherty Owner of a principal unit
RESPONDENT:	Peter Andrew Idoine, Barbara Idoine Owner of a principal unit
UNIT ADDRESS:	Unit/Flat A, 5 London Lane, Queenstown, Queenstown 9300

ORDER

1. The application be dismissed.
2. There be no issue as to costs.

Reasons:

1. Both parties attended the hearing on 30 January 2025. Both parties were represented by counsel: Ben Thomson for the applicant and Patrick Mulligan for the respondent.
2. An adjournment of the initial hearing was granted pending the respondent's application to the Queenstown Lakes District Council ('QLDC') in respect of historical works on/near the rock face which involved cutting of part of the retaining wall on the eastern section of the respondent's unit complained of by the applicant in these proceedings.
3. The parties have now settled the matters that are the subject of the application.
4. The adjourned hearing scheduled for today is hereby vacated.

5. I hereby record the parties' terms of settlement as per the Joint Memorandum of Counsel dated 25 August 2025.

J Tam
29 August 2025

Please read carefully:

SHOULD YOU REQUIRE ANY HELP OR INFORMATION REGARDING THIS MATTER PLEASE CONTACT **UNIT TITLE SERVICES 0800 864 884**.

MEHEMA HE PĀTAI TĀU E PĀ ANA KI TENEI TAKE, PĀTAI ATU KI TE TARI **UNIT TITLE SERVICES 0800 864 884**.

AFAI E TE MANA'OMIA SE FESOASOANI E UIGA I LENEI MATAUPU FA'AMOLEMOLE IA FA'AFESO'OTAI'I LOA LE OFISA O LE **UNIT TITLE SERVICES 0800 864 884**.

Rehearings:

You may make an application to the Tenancy Tribunal for a rehearing. Such an application must be made within five working days of the order and must be lodged at the Court where the dispute was heard.

The ***only*** ground for a rehearing of an application is that a substantial wrong or miscarriage of justice has or may have occurred or is likely to occur. Being unhappy or dissatisfied with the decision is not a ground for a rehearing. (See 'Right of Appeal' below).

Right of Appeal:

If you are dissatisfied with the decision of the Tenancy Tribunal, you may appeal to the District Court. You only have 10 working days after the date of the decision to lodge a notice of appeal.

However, you may **not** appeal to the District Court:

1. Against an interim order made by the Tribunal.
2. Against an order, or the failure to make an order, for the payment of money where the amount that would be in dispute on appeal is less than $1,000.
3. Against a work order, or the failure to make a work order, where the value of the work that would be in dispute on appeal is less than $1,000.

There is a $200.00 filing fee payable at the time of filing the appeal.

Enforcement:

Where the Tribunal made an order that needs to be enforced then the party seeking enforcement should contact the Collections Office of the District Court on **0800 233 222** or go to www.justice.govt.nz/fines/civil-debt for forms and information.

Notice to a party ordered to pay money or vacate premises, etc:

Failure to comply with any order may result in substantial additional costs for enforcement. It may also involve being ordered to appear in the District Court for an examination of your means or seizure of your property.