

## DECISION

**Case number:** NDR021-13  
**Applicant:** Christopher Harold Lowe & Karyn Maree Lowe  
**Respondent:** Geoff Brown  
**Before:** Professor Adrian Ashman, Member  
**Date:** 5 June 2013  
**Proceeding Type:** Compulsory Conference

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

1. Mr and Mrs Lowe will remove the single clump of Clumping Bamboo Oldhamii (*Bambusa oldhamii*) that has previously overhung the boundary of their property adjacent to Mr Brown's.
2. Mr and Mrs Lowe undertake to engage the services of their gardener to cut that clump of Bamboo back to near ground level to enable the root mass to be drilled and injected with a suitable poison.
3. Mr Brown agrees to permit the gardener to attend his property for the sole purpose of cutting and/or poisoning the Bamboo until it is no longer alive, and the gardener may leave any cuttings from the Bamboo in a place agreed by Mr Brown.
4. It is understood that the cutting/poisoning process may continue over a period of up to two years due to the growth habits of the Bamboo and that the agreed process outlined in [1] to [3] above will continue over that period.
5. The process outline above will commence within the next three (3) weeks.

Professor Adrian Ashman  
Member  
**Queensland Civil and Administrative Tribunal**

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