

## DECISION

**Case Number:** NDR183-25

**Applicant:** Rebekah Stacey  
Norman Charles Stacey

**Respondent:** Maggie Nightingale  
Bernard Nightingale

**Before:** Member Bellamy

**Date:** 2 FEBRUARY 2026

**Initiating Document:** Proposed agreement

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The parties have reached agreement about the works necessary to resolve this dispute.

By consent of the parties:

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. The Respondents must regularly prune the six Cadhagi trees and the Giant Budha Belly bamboo trees that are situated on their property at 37 Panorama Circuit, Banaraby, near the dividing fence to the Applicant's property at 39 Panorama Circuit, Banaraby so that no branches encroach into the Applicant's property by 50cm or more at any height.
2. In the event of non-compliance with Order 1, the Applicants contractors are at liberty, pursuant to s 94 of the Neighbourhood Disputes (Dividing Fences and Trees) Act 2011 (Qld) to enter upon the Respondent's property to carry out the work required by Order 1 upon Norm Stacey giving the Respondent at least fourteen (14) days' written notice. Any reasonable costs incurred by the Applicants in having such work done is a sum that may be recovered in full by the Applicants from the Respondents.
3. The Respondent's are not to place leaf litter, bamboo debris or organic matter within 50cm of the dividing fence between the properties.

Signed



Member Bellamy  
Queensland Civil and Administrative Tribunal

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