

DECISION

Case number: NDR193-22

Applicant: Peter Wiedemann
Kylie Aileen Wiedemann

Respondent: Teleah Anne Warwick
Cody Benjamin James Warwick

Before: Member Wilson

Hearing date: 5 February 2026

Delivered on: 25 March 2026

Proceeding type: Tribunal Hearing

Initiating document: Application for a tree dispute – Neighbourhood dispute (Dividing Fences and Trees) Act 2011 filed 9 September 2022

IT IS THE DECISION OF THE TRIBUNAL THAT:

1. The respondents Teleah Anne Warwick and Cody Benjamin James Warwick must trim the bamboo situated on their land adjacent to the parties' common shared boundary (identified as G1 in Mr David Gunter's Tree Assessment Report dated 12 June 2023) ("the Bamboo") in the months of February (save for the first trim in March 2026 as provided below), June and October of each year back to a height of 4.4 metres above the ground level of Teleah Anne Warwick's and Cody Benjamin James Warwick's land.
2. The first trim of the Bamboo outlined in Order 1 is to occur by the end of April 2026 and the last in October 2036.
3. If access to the applicants' Peter Wiedemann's and Kylie Aileen Wiedemann's land is required to undertake the work outlined in Order 1, Teleah Anne Warwick and Cody Benjamin James Warwick must engage a contractor with appropriate insurances (including public liability insurance) to undertake the work outlined in Order 1.
4. Peter Wiedemann and Kylie Aileen Wiedemann must, if required, allow Teleah Anne Warwick's and Cody Benjamin James Warwick's selected contractor access to their land to undertake the work outlined in Order 1 subject to three (3) days written notice or as agreed between the parties.
5. Teleah Anne Warwick and Cody Benjamin James Warwick will be responsible for all costs associated with undertaking the work outlined in Order 1.
6. If Teleah Anne Warwick and Cody Benjamin James Warwick fail to undertake any of the work outlined in Order 1 ("the Outstanding Work"), Peter Wiedemann and Kylie Aileen Wiedemann may engage their own contractor with appropriate insurances (including public liability insurance) to enter Teleah Anne Warwick's and Cody Benjamin James

Warwick's land and carry out the Outstanding Work subject to Peter Wiedemann and Kylie Aileen Wiedemann giving 14 days written notice of that intention to Teleah Anne Warwick and Cody Benjamin James Warwick.

7. The costs incurred by Peter Wiedemann and Kylie Aileen Wiedemann engaging a contractor with appropriate insurances (including public liability insurance) to undertake the Outstanding Work in default of Teleah Anne Warwick and Cody Benjamin James Warwick is recoverable from Teleah Anne Warwick and Cody Benjamin James Warwick as a debt without further notice being required to be given.

Signed



Member Wilson
Queensland Civil and Administrative Tribunal