

DECISION

Case number: NDR099-24
Applicant: John Calder
Diane Calder
Respondent: Allan Bohl

Before: Member Bishop
Date: 30 October 2024
Proceeding type: Directions Hearing

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. **Allan Bohl** must remove all the bamboo situated on his land along the parties' common boundary (the Bamboo) **on or before 4:00pm on 31 January 2025**. The initial Bamboo removal must include grinding the stumps, digging out the roots or poisoning to prevent new Bamboo growth.
2. If after the initial removal of the Bamboo new Bamboo growth occurs, **Allan Bohl** must undertake ongoing poisoning, stump grinding or digging of the roots to kill the new Bamboo growth (ongoing removal). **Allan Bohl** must continue to undertake the ongoing removal of new Bamboo growth until the Bamboo has been permanently eradicated.
3. **Allan Bohl** must engage a contractor with appropriate insurances (including Public Liability) to undertake the initial removal of the Bamboo outlined in Order 1 and the ongoing removal of any new Bamboo growth outlined in Order 2.
4. **Allan Bohl** will be responsible for all costs associated with the initial removal of the Bamboo outlined in Order 1 and the ongoing removal of any new Bamboo growth outlined in Order 2.
5. If required, **John Calder** and **Diane Calder** must give **Allan Bohl's** elected contractor with appropriate insurances (including Public Liability Insurance) access to their land to undertake the initial Bamboo removal outlined in Order 1 and the ongoing Bamboo removal work outlined in Order 2 subject to **Allan Bohl** giving **John Calder** and **Diane Calder** three (3) days' notice.

Signed

Member Bishop
Queensland Civil and Administrative Tribunal