

## DECISION

**Case number:** NDR129-22  
**Applicants:** Brett Michael Henry Jones  
**Respondents:** Enrico Romabon and Dee Romabon

**Before:** Member Taylor  
**Date:** 21 June 2024  
**Proceeding type:** On the papers

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### IT IS THE DECISION OF THE TRIBUNAL THAT:

1. The respondents must trim the bamboo which is growing on their land along the boundary common with the applicant's land, so that the height of the bamboo in any location does not exceed 3.5 m above the level of the applicant's land.
2. The respondents must undertake, at all reasonable relevant and requisite times, further trimming of the bamboo so as to maintain it at that height.
3. In the event the respondents fail or refuse to satisfy the requirements of Orders 1 or 2 herein, subject to the satisfaction of Order 4 herein, Orders 5 and/or Order 6 shall apply which may be implemented by the applicant.
4. Before any step is taken by the applicant under Order 5 herein, the applicant must first notify the respondents, in writing, of his assertion that the respondents have not complied with Order 1 or Order 2 herein as relevant and requiring them to do so within 14 days thereafter. In the event the respondents continue to either fail or refuse to comply with Order 1 or Order 2 herein as relevant, then the applicant may proceed to implement Order 5 herein as necessary following expiry of that 14 days.
5. This Tribunal authorises a person, other than the applicant but at the applicant's request, to enter the respondents' land for the purposes of carrying out that required by Order 1 or Order 2 herein, including entering the land for the purposes of initially providing a quotation for carrying out the relevant Order.
6. In the event a person authorised under Order 5 herein carries out that required by Order 1 or Order 2 herein, and raises a charge for the cost of same, such a charge is to be levied on the respondents, and the respondents are to pay the costs of same.

Signed



**Member Taylor**  
Queensland Civil and Administrative Tribunal