
NOTICE ABOUT LAND AFFECTED BY PLANT

Neighbourhood Disputes About Plants Act 2017 – Section 22

**A LANDHOLDER OF LAND THAT IS AFFECTED BY A PLANT SITUATED ON ANOTHER AREA OF LAND MAY GIVE NOTICE
IN WRITING TO AN OWNER OF THE OTHER LAND**

THIS FORM MAY BE USED WHEN A BRANCH REMOVAL NOTICE CANNOT BE ISSUED

To be completed by affected landholder

To:

Address:
s:

Your plant is:

(Specify the grounds on which the land is being affected by the plant)

which affects my land at:

(Insert description of land e.g. street address, lot number or other identifying particulars of affected land)

Please take notice that I am asking you the plant owner (owner of the land on which the plant is situated) to:

(Specify the action that the owner of the land should take, or ensure is taken, so that the affected land will cease to be affected by the plant eg. cut/sever/remove)

Please respond to this request in writing
by:

(Date must be at least 14 days from the date of this notice)

Location of the plant:

(
Describe the location, including the street address, lot number or other identifying particulars of the plant on the plant owner's land)

Description of plant:

(Describe the plant on the plant owner's land – this does not have to be a botanical description)

If you agree with the action required in this notice, you may complete the attached 'Response to Notice about Land Affected by Plant'.

Name:

Address:

Signature/s:

Date:

Section 19 of the *Neighbourhood Disputes About Plants Act 2017* (the Act) encourages plant-owners and neighbours to resolve plant issues informally.

Section 22(2) of the Act requires that a notice about land affected by plant from an affected landholder to a plant owner must specify the grounds on which the affected landholder believes the land is being affected by the plant; specify the action that the affected landholder considers the owner of the land should take, or ensure is taken, so that the affected land will cease to be affected by the plant and request the owner of the land to respond in writing to the notice within a period, of not less than 14 days, specified in the notice.

It is a land owner's responsibility to consider public liability insurance before giving a person permission to enter the owner's land.

It is a land owner's responsibility to consider contractor's insurance before engaging a contractor to carry out work on a plant.

Inquiries should be made with local council or other relevant authority to determine whether work can lawfully be carried out on a plant before arranging for any work to be done. Work may not be carried out on a plant if, under another Act it is unlawful to carry out that work or where consent or authorisation is required under another law before the work may be carried out.

A copy of the Act may be accessed at www.legislation.tas.gov.au

PLEASE KEEP A COPY OF THIS NOTICE FOR YOUR RECORDS AND MAKE A NOTE OF THE DATE THIS NOTICE WAS GIVEN TO THE PLANT OWNER

RESPONSE TO NOTICE ABOUT LAND AFFECTED BY PLANT

Neighbourhood Disputes About Plants Act 2017 – Section 22(2)(c)

To be completed by plant owner (owner of the land on which the plant is situated)

I/We hereby agree to your proposal contained in the 'Notice About Land Affected by Plant'

dated:

and given to me/us on the:

The name of the person/qualified contractor who will perform the work on the plant is detailed below/will be advised:

Name:

Address:

The work on the plant will be carried out on the / / at am/pm, or on a date to be advised.

Name:

Address:

Signature/s:

Date:

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