

TASMANIA

**NEIGHBOURHOOD DISPUTES ABOUT PLANTS
AMENDMENT BILL 2026**

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NEIGHBOURHOOD DISPUTES ABOUT PLANTS AMENDMENT BILL 2026

*(Brought in by the Minister for Justice, Corrections and
Rehabilitation, the Honourable Guy Barnett)*

A BILL FOR

**An Act to amend the *Neighbourhood Disputes About Plants
Act 2017***

Be it enacted by Her Excellency the Governor of Tasmania, by
and with the advice and consent of the Legislative Council and
House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *Neighbourhood
Disputes About Plants Amendment Act 2026*.

2. Commencement

This Act commences on the day on which this
Act receives the Royal Assent.

3. Principal Act

In this Act, the *Neighbourhood Disputes About
Plants Act 2017** is referred to as the Principal
Act.

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4. Section 21 amended (Action that may be taken if branch removal notice not complied with)

Section 21 of the Principal Act is amended by omitting subsections (3), (4), (5), (6) and (7) and substituting the following subsection:

- (3) The owner of the land to whom a branch removal notice is given under section 20(1) is liable for the lesser of the following amounts:
 - (a) the actual expenses incurred by the affected landholder under subsection (1) in –
 - (i) severing and removing the overhanging branches; or
 - (ii) arranging for another person to sever and remove them;
 - (b) the amount prescribed in the regulations for the purposes of this section.

5. Section 23 amended (Application to Appeal Tribunal)

Section 23(5) of the Principal Act is amended by inserting after paragraph (c) the following paragraph:

- (ca) must include details of –

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- (i) each action taken by the applicant under Part 3 in respect of the plant to which the application relates; and
- (ii) if the applicant has not taken any action under Part 3 in respect of the plant to which the application relates, the reasons why no such action was taken under that Part; and

6. Repeal of Act

This Act is repealed on the first anniversary of the day on which it commenced.