

RESOURCE MANAGEMENT ACT 1991: AFFECTED PERSONS CONSENT FORM

RESOURCE CONSENT APPLICANT/ DEVELOPER TO COMPLETE:

Full name of applicant

Site address of proposal

Brief description of proposal

AFFECTED PERSONS (OWNERS AND OCCUPIERS) TO COMPLETE:

Full Name of Person/s Signing: (please print)

_____ And
(Second Name if more than one owner)
_____ (Third Name if more than one owner)
_____ (Fourth Name if more than one owner)

Name of Trust or Company where applicable:

Physical and Legal Address of Affected Property:

Please tick all relevant boxes below:

- I am/ we are, the OWNER(s) of the property. (Note – Every owner and occupier has to sign, or supply power of attorney for signatory to sign on behalf)
- I am/ we are, the OCCUPIERS(s) of the property. (Note – Every owner and occupier has to sign, or supply power of attorney for signatory to sign on behalf)
- I/we have authorisation to sign on behalf of the Trust and/or Company on behalf of all Trustees/Shareholders
- I/we have signed a copy of the full and final proposal including, a copy of the proposal, assessment of environmental effects, elevations and site plans to which i/we are giving approval. (Note - Every owner and occupier has to tick this box)

Please note that

- by giving my/our written consent, the Council cannot take into account any actual or potential effects of the proposal on my/our property when considering the application. I/we understand that our written consent is unconditional and cannot be subject to conditions
- any time before the decision is made on the application, I/We may give notice in writing to the Council that this consent is withdrawn, under Section 104(4) of the Resource Management Act 1991.

Signature:

Date:

Second Signature if more than one owner:

Date:

Postal Address:

PRIVACY INFORMATION: The information on this form is required so that this application can be processed under the Resource Management Act 1991. The information will be stored on a public register, and held by the Hastings District Council.

NOTES FOR AFFECTED PERSONS

1. Why have you been asked for your consent?

You have been consulted and/or asked to give written consent to a proposal because you are the owner or occupier of land or a building, and may be affected in some way by a development proposal in your neighbourhood.

2. Who decides who is affected by a proposal?

A Council Planner makes the decision as to who might be affected and whose consent is required. Please note that it is common for applicants to seek written approval before lodging a resource consent with Council. Therefore even if the applicant has sought your permission, the Council may still decide you are not affected

3. What happens if you give your consent?

If you give your consent, Council is not able to take into account any adverse effects on you. If you and all the other people deemed by Council likely to be affected have given your consent, an application is considered by Council officer's under powers delegated by the Council and no hearing is held.

It is very important that you understand a proposal fully before you give your consent. If you do not understand the proposal or this form, please seek advice before signing. Do not hesitate to contact a member of the Planning staff to discuss a proposal or its possible effects.

4. How much information should you be given?

You should be given enough information to allow you to understand the proposal and how it will affect you. This should include a full description of the proposal, plans and an assessment of effects on the environment.

5. Can you ask for changes to an application?

You can ask an applicant to change his proposal so that the possible side effects on you are minimised or avoided; (for example, by reducing the hours or by providing screening).

6. Can you put conditions in your consent?

Council cannot accept a written consent with conditions. However you may ask the applicant to amend their application to reflect any changes or conditions you would like. If these changes are included within the application and are within the scope of Council's powers,

they could be enforced as a condition of Council's consent.

7. Can you refuse to give consent?

Yes. You do not have to explain your reasons but it is helpful to the applicant if you do. You can let the Council know so that your refusal can be recorded on the file.

8. What happens if you refuse to give consent?

If the Council decide that a party is affected, and that party will not provide their written approval then the application must be notified. The applicant may decide not to continue with their application. If they do however, you will be directly notified by Council and can make a submission or against the proposal, whether you originally gave your consent or not. A separate pamphlet on Notified Applications is available from the Council.

9. Can you change your mind?

You can withdraw your consent at any time before the Council makes a decision on the application. You must advise Council in writing that your consent has been withdrawn. You should also let the applicant know.