



# RUAPEHU DISTRICT COUNCIL

Private Bag 1001, Taumarunui 3946, New Zealand  
Telephone 07 895 8188 • Fax 07 895 3256  
Email info@ruapehudc.govt.nz  
Website www.ruapehudc.govt.nz

For Council Use

## Affected Person(s) Consent Form

Section 95 Resource Management Act 1991

### Affected Person Details

Full Name(s) .....

Address of Property .....

.....

.....

Daytime Phone No .....

I/We am/are the  Owner  Occupier  Owner and Occupier of the property

### Consent Details

I have read and understand the information on the reverse of the page and consent to the proposal

Applicant .....

Location of Property .....

.....

Description of Proposal .....

.....

.....

.....

### Signatures

Signed .....

Signed .....

Date .....

Date .....

### Queries

If you have an queries regarding the Resource Consent process and the roles and rights of adversely affected person(s), please contact the Resource Management Team at Council.

## **Introduction**

Any proposal to do something that is not provided for as a Permitted Activity in the Ruapehu District Council's District Plan will require a Resource Consent.

If you have been asked to sign this form, it will be because your neighbour proposes to do something that is not a Permitted Activity, and therefore their proposal requires a Resource Consent. This is not in itself a bad thing, but the Resource Consent process provides the opportunity to determine whether the proposal can be granted consent in terms of the Act.

## **Why is your Consent required?**

If an application for a Resource Consent is to be proposed as a non-notified application, the Resource Management Act requires that the proposed activity should have no more than minor effects on the environment and that written approval be obtained from any person Council considers may be adversely affected. If you have been asked to give your consent, it is because Council considers you may be adversely affected by the proposed activity.

Just because your consent is being sought does not mean you are definitely adversely affected. The affected persons consent process is designed to give you the opportunity to consider the particular proposal and decide for yourself whether you are adversely affected and/or the degrees to which you may be adversely affected.

## **What Should You Do?**

If you are asked to give your consent to someone's proposal as part of their application for a Resource Consent, you should do the following:

- 1 Request that your neighbour (or their representative) explain the proposal clearly and fully to you.
- 2 Study the application and associated plans of the proposed activity provided by them in order to understand the effects for the proposal. If there are no plans available at this stage, you are quite entitled to wait until they are available.
- 3 Decide whether the proposal will adversely affect your property and, if so, to what extent. You can take your time over this decision and you are quite entitled to ask the applicant for more information. You may suggest amendments to the proposal that you consider improve aspects of the proposal in terms of its adverse effects on you.
- 4 If you are satisfied that the proposed activity will not adversely affect you, complete and sign the affected person(s) consent form at the end of this information and sign a copy of the associated plans. If you wish to consent to the proposed activity subject to conditions, these should be discussed with your neighbour (or their representative) directly and a satisfactory conclusion reached before your consent is given. Council will not enter into any negotiations on the subject.
- 5 Return all documentation to your neighbour (or their representative).

## **Important Information**

Please note that even though you may sign the affected person(s) consent form, Council must still give full consideration to the application in terms of the Act. However, if you give your approval to the application, Council will not have regard to any actual or potential effects the proposal may have on you. Should Resource Consent be approved by Council, there is no way for either you or Council to retract it later. You are therefore encouraged to weigh up all the effects of the proposed activity before consenting to it.

If you do not give your approval, and you are considered to be an adversely affected party, then the application must be treated as a notified application, as a result of which you will have a formal right of objection by way of submission. If after consenting to the proposed activity you change your mind, your consent may be withdrawn before determination of the application (by Hearing or otherwise) by advising Council in writing that your consent is withdrawn.