



# Ruapehu District Council

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## Ruapehu District Plan

# Affected Person(s) Consent Form

## Section 95, Resource Management Act 1991

### Affected Person(s) Details

Full Name(s)

Address of Property

Daytime Phone

Mobile

Email

In relation to the property, I am (we are) the  Owner(s)  Occupier(s)  Owner(s) and Occupier(s)

I have the authority to sign on behalf of all the other owners/occupiers of the property

Note: If you are signing on behalf of others (eg, a Trustee on multiple-owned Māori land), please provide evidence to show that you have this authority

### Consent Details

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

Applicant

Location of Property

Description of Proposal

### Signatures *(a signature is not required if you give your written approval by electronic means)*

Signed

Signed

Date

Date

### Queries

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

## Other Potential Affected Parties

Are there any other potentially affected parties that Council needs to be aware of? For example, any person who has agreed in writing to purchase your land or leasehold estate is potentially affected if that agreement is still in place. A tenant of your property may also be affected, especially if they are a longer-term tenant.

Name of Other Party

Contact Details

## Notes

### Introduction

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

If you have been asked to sign this form, it will be because the applicant is proposing 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, it 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 degree 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 then in order to understand the effects of 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** (on reverse) and **sign a copy of the associated plans and the Assessment of Environmental Effects**.

Please also list these documents below, including version numbers and date of the document.

If you wish to consent to the proposed activity, subject to conditions, these should be discussed with the applicant (or their representative) directly and a satisfactory conclusion reached before your consent is given. Any agreed changes need to be included by the applicant in the consent application. Your written approval cannot be subject to conditions. Council will not enter into any negotiations on the subject.

- 5 Return all documentation to the applicant (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 by Council 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.