

Resource consent – application to extend lapse

made under section 125 (1A)(b) of the Resource Management Act 1991

Form EP-RC301-s125 03/21

Read and complete this form. It is designed to capture the relevant considerations that Council must take into account for an application to extend the lapse date. You must provide all the relevant information and evidence about your progress and efforts to date in giving effect to your resource consent.

Help with this form

Use the guidance notes at the end of this form.

Our Council staff can help you.

If you are not getting independent professional help, the Council recommends that you use Council's duty planner service.

We have a duty planner service to help you.

- **email:** info@tasman.govt.nz and include "resource consent" and "extend lapse" in the subject line with the property address or resource consent number, or
- **website:** complete a contact form, include "extend lapse" and the resource consent number or property address in the subject, or
- **phone:** 03 543 8400 and ask for the duty planner.

How much does this cost?

You must pay the required deposit when you lodge your application. To see the Tasman District Council's current schedule of charges - go to www.tasman.govt.nz and in the search box enter the keywords "consent fees"

What happens when you send us your application?

We will check it to make sure you have included everything. If we need more information, we will let you know what else is needed.

1. Applicant details

Legal name

Email address

Post address

Phone

All invoices are made out to and sent to the applicant unless alternative name and address advised. Email is the preferred address for service for the applicant or the agent.

2. Consultant or agent details (address for service if not applicant)

Name

Email address

Post address

Phone

3. Location of consented activity

Existing resource consent

The six-digit consent number of the existing resource consent is:

The existing resource consent's date of lapse is:

Is the consented activity on the same property as the applicant address?

no - full details below

yes - go to legal description.

The address or location of consented activity is:

Legal description: (Lot, deposited plan & record of title numbers)

A current record of title is attached
(no more than three months old)

I ask Council to get a record of title from
LINZ, and have paid an extra \$20 for this

4. Section 125(1A) Resource Management Act 1991 requirements

The consent can decide to grant an application to extend the lapse period after taking into account—

- whether substantial progress or effort has been, and continues to be, made towards giving effect to the consent,
- whether the applicant has obtained approval from persons who may be adversely affected by the granting of an extension, and
- the effect of the extension on the policies and objectives of any plan or proposed plan.

New lapse date

How long do you wish to extend the lapse period by?

Detail of substantial progress or effort that has been done, and continues to be done

Progress and effort is not limited to physical works.

Consider providing a timeline of progress or efforts done since the grant to show progress and effort over time, with any evidence of the steps and tasks done to date.

Tick if continued on a separate page

Persons who may be adversely affected by any grant of the extension

Are there any persons you consider may be adversely affected by the grant of the extension?

no	yes - if so have written approvals been obtained and attached:		
n/a	no written approvals	yes - all	yes - some

Provide details of:

- who was considered, and
- reasons why (or why not), and in what way they may be considered adversely affected by any extension.

Tick if continued on a separate page

What are the effects of the extension of the objectives and policies of the Tasman Resource Management Plan (and any plan changes or proposed plan)

Have any objectives and policies of the TRMP changed since the original date of grant?

Details of effects of extension on the relevant objective and policies:

Tick if continued on a separate page

5. Declaration

Privacy information

Council needs all the information provided to process the application under the RMA and to collect statistics. It is available to the public, and may also be made available on the Council website.

You have the right to see and correct any personal information the Council holds about you.

By submitting this application as applicant or authorised agent, I acknowledge that:

- The information I provided is in enough detail to satisfy the purpose it's needed for the Council to make an assessment under section 125(1A),
- The minimum fee paid is a deposit against full costs, and the Council will invoice all the actual and reasonable costs of processing this application (see [guidance note 6.5](#)), and will give a refund if the actual costs are less, and
- The information provided in this application and its attachments are accurate to the best of my knowledge

Signature of applicant or authorised agent

Not needed if lodged electronically

Printed full name

Dated

Once this form is completed, choose to "Print to pdf", and use the print dialogue prompts to save the form on your computer.

This locks all the information in the form.

[this page blank]

6. Guidance notes

The guidance notes are numbered by the section of the form they relate to - for example note 6.1 gives guidance on the questions on Applicant details for section 1 of this application form. The notes start with "Background" notes that do not correlate to any specific part of the application form.

Background - Help completing this form

How to get help from us

Your first stop is our website for up-to-date information. This explains why you need a resource consent, what a lapse date is and what you need to do. Go to www.tasman.govt.nz.

In the search box ('looking for something else') enter "lapse date".

You can also get help from our consent planners by:

- **website:** complete a contact form - include "extend resource consent lapse date" on the form
- **email:** info@tasman.govt.nz and include the RM number and "extend lapse" in the subject line

Background - Use of this application form and supporting information

What parts are relevant?

Using this form means you are providing the information needed to enable Council as consent authority to form a view on the appropriateness of granting the extension.

Unlike a resource consent application there is no formal acceptance / rejection, request for further information, or notification process.

The reporting planner may ask for clarification or further evidence of a matter raised in your application.

If Council decides that an extension should not be granted under section 125(1A)(b) you will have a right to objection under sections 357A(1) and 357C of the Resource Management Act 1991. See the Council's schedule of fees for the required deposit. If the matter goes to a hearing a further deposit may be required.

Note 6.1 - Applicant details

Name

You must provide the full legal name of the applicant.

If the 'applicant' is multiple people, or an incorporated group or registered trust, or a partnership, then you identify all persons - such as all trustees for a trust.

Companies or registered trusts should use their registered name.

Email

We prefer email as the address for service so we can get in touch with you more quickly.

Note 6.4 - Property details

Legal description	Find the legal description on your rates notice, or by entering the address into: https://www.topofthesouthmaps.co.nz
Copy of the title	You can order a record of title from Land Information NZ: https://www.linz.govt.nz (keyword search "order a title"), or you can pay an extra \$20 fee and we will source a copy of your record of title from the LINZ records.

Note 6.5 - Payment and costs of processing

How much does it cost?	<p>Go to our website at www.tasman.govt.nz and enter the keyword "resource consent fees".</p> <p>As at 01 July 2020 the required deposit was \$960.</p> <p>The fees usually change every year. If you need to confirm the amount, go to our website.</p> <p>You may have to pay further charges to cover our actual and reasonable costs in processing the application. We can do this under section 36 of the Resource Management Act 1991. Likewise, if our actual costs are less than the deposit we will give you a refund.</p>
Payment of deposits	<p>You must pay the deposit when you lodge your application</p> <p>You can pay the deposit the following ways:</p> <ul style="list-style-type: none">• in person at our service centres, or• online by internet banking or by credit card (and attach evidence of the payment to your application) <p>To find out how to pay online, go to our website (keyword search "pay").</p>
Payment of subsequent costs	<p>You may have to pay further charges to cover our actual and reasonable costs in processing the application. We can do this under section 36 of the Resource Management Act 1991. The Council may issue interim invoices for applications.</p> <p>Likewise, if at the end of the process our actual costs are less than the deposit paid we will give you a refund.</p> <p>These charges are subject to your rights under sections 357B and 358 of the RMA to object to any costs.</p> <p>If any steps, including the use of debt collectors and/or lawyers, are needed to recover unpaid processing costs, the applicant agrees to pay all collection costs.</p> <p>If an application is made on behalf of a trust (private or family), a society (incorporated or unincorporated) or a company, by signing this application the applicant binds the trust, society or company to pay all the above costs and guarantee to pay all the above costs in their personal capacity.</p>