

## Written Approval of Person(s) likely to be adversely affected

Section 95E(3) Resource Management Act 1991  
 Form 8A Resource Management (Forms, Fees and Procedure) Regulations 2003

**All relevant sections of this form must be completed or it may not be accepted by Council as confirmation of Written Approval being provided. If you disagree and feel you are adversely affected – DO NOT COMPLETE THIS FORM.**

### RESOURCE CONSENT APPLICATIONS DETAILS

(To be completed by the applicant(s))

**NOTE: A copy of the application supplied to the Council must be provided to the Affected Person(s) for their reference**

Application Resource Consent Number:

Applicant(s) Name: *(please state the exact name the application has been lodged under)*

Applicants Contact Phone Number:

Applicants Contact Email:

Site Location: *(Physical Location of Development Site)*

Site Legal Description and Record of Title Reference:

Description of the Activity(s) being applied for: (what have you applied

What rules in both the Operative Grey District Plan 2005 and the Proposed Te Tai o Poutini Plan (notified 14 July 2022) are not being met: *(please state what the rules are being breached by this application)*

**AFFECTED PERSON(S) DETAILS**  
(To be completed by the person(s) or organisation giving the approval)

Full Name(s) of Person(s) or Organisation:

Are you the: (please tick the box most relevant to you)

Owner(s)		Occupier(s)		Other Affected Person(s) (eg. Organisation, Trusts, Company)	
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**Both the Owner(s), Occupier or Other Affected Person(s) must provide their own written approval. A separate form will need to be completed by each of these parties.**

Property Details for Affected Person(s) or Organisation: *(Street or Physical Address of the property affected)*

Legal Description: *(for the affected property)*

**Affected Person(s)/Organisations Contact Details:**

Electronic address for Service: *(Email)*

Postal Address:

Contact Number: *(Day)*

Contact Mobile Number:

If you there are other registered owners of the affected property, please list ALL of their names and contact details: *(they will need to complete their own separate Written Approval)*

OR

If you are an occupier of the property please list the full names and contact details for ALL of the other occupants living at the property who are aged over 18 years: *(they will need to complete their own separate Written Approval)*

### Affected Person(s) Written Approval and Declaration

**I confirm:**

**1.**

I have been given, read and understood the full application for the resource consent and have signed or initialled all of the pages and Plans provided, including the **Assessment of Effects on the Environment, Scheme Plan, Site Plans** and the **following documents:**

Document Name:	Date of Document:	Number of Pages in the Document:	Version of the Document (if any amended) /Reference Number:
Application			
Scheme Plan			
Assessment of Environmental Effects			
Site Plans			
Engineering Plans			
Geotechnical Report			
Natural Hazards Report			
Please List any Other Reports/Documents:			

**2.**

I have read and understood the Notes called **Important Information to Applicant(s)/Important Information to Affected Person(s)** that is on page # and page # of this Form.

**3.**

I do not oppose the application (as detailed above) and give written approval in terms of the provisions of the Resource Management Act 1991.

<b>4.</b>	In signing this written approval of returning it by way of my nominated electronic email address for service, I understand that the consent authority must decided that I am no longer an affected person, and the consent authority must not have regard to any adverse effects on me (section 104(3)(a)(ii) and 104(4) of the Resource Management Act 1991).
<b>5.</b>	I understand that that I may withdraw my written approval by giving written notice to the consent authority before the Hearing if there is one, or if there is not, before the application is determined.
<b>6.</b>	Where I have signed this written approval, I authorise the applicant to give this written approval to the Grey District Council; and
<b>7.</b>	I have read and understand the information contained which is detailed below, <i>Important Information to Applicant(s)/Important Information to Affected Person(s)</i>

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Signed:

OR

Full Name and/or Organisation Name:

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Person Authorised to sign on behalf of the Owners/Occupiers of the Property:

Full Name of the Authorised Person:

Date:

I confirm that all of the information provided is true and correct

*A signature is not required if you give your written approval by electronic means*

- All parties with an interest in the affected property must sign or be signed "on behalf of"
- If you are completing this form on behalf of a Trust or Company, you *must provide evidence that you have signing authority*

## Important information to Applicants:

It is very important that a full and accurate description of the activity is stated and that the information provided is the information that *will be submitted* to Council in your application. All Plans must have dimensions on them so it is clear to those providing their written consent what it is they are signing too. If this description does not cover all aspects of the proposal, the *Council may require you to amend this form and re-obtain all the approvals*.

Further, *if you amend your proposal* during the course of processing *you will be required to seek further written approval from the affected person*. This will be done by way of a further copy of this form with the amended documents clearly identified in the relevant table on page 3 of this form.

Please ensure that a copy of all documents referred to in the table is provided to the affected person.

The affected person is required to initial or sign the copies of the Application and associated Plans provided to them. They are required to sign this form or provide it electronically from their nominated email address for service as evidence they have read and understood those documents and further unconditionally do not oppose your proposal.

Please seek advice from the Council Planning Team if you are unsure whether this part of the form has been filled in correctly.

You should only sign this form if you support or have no opposition to the granting of the resource consent for the application referred to above.

If you do not understand any part of this process, please contact a Planner at the Grey District Council as signing this form will prevent Council from having regard to any effects of the activity on you or your property.

*Both the owner and occupier must provide written approval*. A separate form will need to be completed by these separate parties.

Owner includes all Trustees of any Trust owning a property and all members of any Body Corporate authorised to manage a property. It will include all members of any partnership or syndicate owning the property. It will also include any person(s) or entity that has entered into an agreement to purchase or lease the property.

When signing you must also provide evidence to confirm you have authority to sign on this entity's behalf.

## Important Information for the Affected Person(s)

The applicant has sought your written approval as they wish to undertake an activity for which they must have resource consent and they believe you are an affected person. If granted, a resource consent will set limitations as to the scope of the activity and conditions to manage any adverse effects that arise from the activity. Where a proposed activity affects another person they may be deemed a special legal status (affected person) under the Resource Management Act 1991.

An affected person may participate in the resource consent application process by lodging a submission with Council. This action provides them a new legal status (submitter) which enables them to be heard at any hearing and to make their concerns and views known to Council.

In either case, as an affected person or as a submitter, Council must consider the adverse effects upon that person when determining whether to grant the consent and what conditions should be used to monitor and manage the adverse effects.

It is important to note that although the applicant may consider you an affected person, the power to determine who is an affected person lies with the Planner processing your application. They must determine whether you are or are not an affected person in accordance with the terms and process set out within the Resource Management Act 1991.

An applicant will often seek the written approval of a person to confirm that they *understand the activity proposed in the resource consent application and that they do not oppose it*. If the affected person provides this approval Council cannot consider any adverse effect upon them when determining whether to grant the consent and what conditions to include. The affected person will also not be involved in the application process from that point and has no right to be heard.

There are two exceptions to the ceasing of any further involvement once a written approval has been provided to Council by an affected person:

- a. The affected person withdraws their written approval prior to the hearing or determination of the application in which case any adverse effect upon them must be considered by Council when determining the application; or
- b. If the *applicant amends the application* the affected person will be notified of the application, provided a copy of both the original documents and with the amended versions replaced. They will be invited to give written approval again. Effectively it is as if the process starts afresh with their prior written approval no longer being valid.

Upon receiving a request to sign a written approval Council recommends you:

- a. Read all of the documents provided and ensure they are listed and described correctly on the written approval form (page 3).
- b. Discuss with the applicant or their agent any concerns or questions you have. You may also call Council to discuss with the Planner your concerns or questions.

- c. If you are satisfied that either the proposal will *not* result in adverse effects for you or your property, or you find those adverse effects acceptable, you may choose to sign the written approval or return it electronically from the email address nominated as your email service address.
- d. *If you choose not to sign the form or return it to Council electronically you should inform the applicant or their agent that you do not intend to do so.*

It is important to note that any written approval provided cannot be conditional, that is, you cannot include restrictions, limitations, variations or requests for some action etc in return.

If the consent authority determines that the activity is a deemed permitted boundary activity under section 87BA of the Resource Management Act 1991, your written approval cannot be withdrawn if this process is followed instead.

*Lastly, there is **no** requirement to provide your written approval or give an explanation to anyone, including the applicant or Council, as to why you choose not to.*

If you have any questions, please contact the Grey District Council by phoning (03) 769 8607 or by emailing [planning@greydc.govt.nz](mailto:planning@greydc.govt.nz)