



# OBJECTION PURSUANT TO SECTIONS 357, 357A & 357B OF THE RESOURCE MANAGEMENT ACT 1991

Please complete all mandatory fields\* of this form.



**OBJECTOR** // Must be a person or legal entity (limited liability company or trust). Full names of all trustees required.

\*Objector's Full Name / Company / Trust:

\*Contact Person / All trustee names:

\*Postal Address:

\*Post code:

\*Email Address:

\*Phone Numbers: Day

Mobile:

Name of Agent (applicant if not owner):



**THE OBJECTION RELATES TO THE FOLLOWING RESOURCE CONSENT**

\*Resource Consent Number: RM



**SECTION OF THE RMA UNDER WHICH THE OBJECTION RELATES**

Please indicate what your s.357 objection relates to:

**357 Right of objection against certain decisions (Please tick the relevant reason for your objection)**

- (1) I am a person whose application to a territorial authority is not granted under section 10(2) (Existing use rights)
- (2) I am a person whose submission to an authority has been struck out under section 41C(7)
- (3) I am a person whose application to a consent authority has been determined to be incomplete under section 88(3)
- (3a) I am a person whose application has been returned to me under section 91C(2)
- (6) I am a requiring authority whose notice to a territorial authority is declined under section 182(5)
- (7) I am a requiring authority whose application to a territorial authority is not granted under section 184
- (8) I am a requiring authority or heritage protection authority whose request to a territorial authority is not granted under section 198C(4) to (5A)

Further reasons on next page



## SECTION OF THE RMA UNDER WHICH THE OBJECTION RELATES CONTINUED

Please indicate what your s.357 objection relates to:

### 357A Right of objection to consent authority against certain decisions or requirements (Please tick the relevant reason for your objection)

- (1) There is a right of objection to a consent authority, -
- (a) in respect of a decision of that authority, for any person who has made an application:
- (i) which relates to the exercise of a resource consent while applying for a new resource consent made under section 124(2)
  - (ii) which relates to the lapsing of consents made under section 125(1A)(b)
  - (iii) which relates to the cancellation of consents made under section 126(2)(b)
  - (iv) which relates to certificates of compliance made under section 139
  - (v) which relates to existing use certificates made under section 139A
- (d) In respect of an application or a submission that a consent authority declines to process or to consider, as provided for by section 99(8), for the person who made the application or submission
- (e) In respect of a decision of the authority under section 87E(5) to 6(a), for a person who made a request for direct referral under section 87D
- (f) In respect of the consent authority's decision on an application or review described in subsections (2) to (5) of section 357A, for an applicant or consent holder, if -
- (i) the application or review was notified; and
  - (ii) either no submissions were received or any submissions received were withdrawn
- (g) In respect of the consent authority's decision on an application or review described in subsections (2) to (5) of section 357A, for an application or consent holder, if the application or review was not notified. (e.g. resource consent conditions)

### 357B Right of objection in relation to imposition of additional charges or recovery of costs

- (a) for a person required by a local authority to pay an additional charge under section 36(3) or costs under section 149ZD(1), to the local authority in respect of that requirement





Set out in detail the reasons for your objection.

- » *If your objection relates to conditions of consent, please set out any changes proposed.*
- » *If you are objecting to costs, please specifically identify the time spent that is itemised on your invoice and why you consider it was not fair and reasonable.*

*Please attach any information that supports your objection via our Sharefile portal or email this form and supporting documents to [resourceconsent@qldc.govt.nz](mailto:resourceconsent@qldc.govt.nz)*





## DETERMINATION OF OBJECTION

Would you like your objection determined by an independent commissioner:

- on the **papers**  
(objection dealt with based on the written objection material provided)
- at a **hearing**

If your objection is under s.357A(1)(f) or (g) would you like your objection determined by:

- an **independent commissioner** (Note: Charges are payable)
- a **Councillor commissioner**



## FEES INFORMATION // Applies only to objections under s357A(1)(f) or (g)

Section 36 of the Resource Management Act 1991 deals with administrative charges and allows a local authority to levy charges that relate to, but are not limited to, carrying out its functions in relation to receiving, processing and granting of resource consents (including objections under s.357A(1)(f) or (g).

Invoiced sums are payable by the 20th of the month after the work was undertaken. If unpaid, the processing of an application, provision of a service, or performance of a function will be suspended until the sum is paid. You may also be required to make an additional payment, or bring the account up to date, prior to milestones such as notification, setting a hearing date or releasing the decision.

LIABILITY FOR PAYMENT – Please note that by signing and lodging this application form you are acknowledging that the details in the invoicing section are responsible for payment of invoices and in addition will be liable to pay all costs and expenses of debt recovery and/or legal costs incurred by QLDC related to the enforcement of any debt.

A list of Consent Charges is available on the on the Resource Consent Application Forms section of the QLDC website. If you are unsure of the amount to pay, **please call 03 441 0499** and ask to speak to our duty planner.

Please ensure to **reference any banking payments correctly**. Incorrectly referenced payments may cause delays to the processing of your application whilst payment is identified.

There is no initial fee for a s357A(1)(f) or (g) objection. Time incurred will be recorded and invoiced to the objector.

## INVOICING DETAILS FOR PAYMENT //

Invoices will be made out to the objector but can be sent to another party if paying on the objector's behalf. For more information regarding payment please refer to the Fees Information section of this form.

**There is no initial fee for a s357A(1)(f) or (g) objection. Time incurred will be recorded and invoiced to the objector.**

Please select a preference for who should receive any invoices and how they would like to receive them.

Objector:  Agent:  Other, please specify:

Email:  Post:

**Please provide an email AND full postal address.**

\*Attention:

\*Postal Address:

\*Post code:

\*Email:





## NEXT STEPS

Once your objection has been lodged, it will be reviewed by the council officers and you will be contacted as to the time frames for considering the objection.



## OBJECTION & DECLARATION

The Council relies on the information contained in this application being complete and accurate. The Applicant must take all reasonable steps to ensure that it is complete and accurate and accepts responsibility for information in this application being so.

If lodging this objection as **the Objector:**

I/we hereby represent and warrant that I am/we are aware of all of my/our obligations arising under this objection including, in particular but without limitation, my/our obligation to pay all fees and administrative charges (including debt recovery and legal expenses) payable under this objection as referred to within the Fees Information section.

OR:

If lodging this objection as **agent of the Objector:**

I/we hereby represent and warrant that I am/we are authorised to act as agent of the Applicant in respect of the completion and lodging of this objection and that the Applicant/ Agent whose details are in the invoicing section is aware of all of his/her/its obligations arising under this objection including, in particular but without limitation, his/her/its obligation to pay all fees and administrative charges (including debt recovery and legal expenses) payable under this objection as referred to within the Fees Information section.

I hereby object as described above and I certify that, to the best of my knowledge and belief, the information given in this objection is complete and accurate.

PLEASE TICK

Signed (by or as authorised agent of the Objector) \*\*

Full name of person lodging this form

Firm/Company

Dated

\*\*If this form is being completed on-line you will not be able, or required, to sign this form and the on-line lodgement will be treated as confirmation of your acknowledgement and acceptance of the above responsibilities and liabilities and that you have made the above representations, warranties and certification.

