

AF EX- Application for Building Consent Schedule 1, Part 1, Exemption 2



Granting of a building consent exemption under Section 41 of the Building Act.

This form is used to request a Territorial Authority discretionary exemption approval from the requirements of a building consent under [Schedule 1, Part 1, Exemption 2 of the Building Act](#).

Exemption 2 is the only exemption in Schedule 1 that requires a Territorial Authority to make a decision about any proposed building work. For all other Schedule 1 exemptions, it is the property owner who makes the decision as to whether their building work is exempt.

Exemption 2 -Guidance Criteria	
<p>The following guidance criteria have been developed by QLDC to assist with the evaluation of Schedule 1, Part 1 Exemption 2 requests. A project may fit more than one of the criteria and may therefore have a stronger case for approval as a result. Please select the relevant criteria that you believe applies to your building work for which an exemption is requested.</p> <p>Note that in the event that the TA refuses the application for exemption it is the owners' responsibility to apply for a building consent for the work where required.</p>	
Applies	Criteria
<input type="checkbox"/>	1. Building work with a value less than \$20,444 (no BRANZ or MBIE levy requirement)
<input type="checkbox"/>	2. The following building work which do not fully meet the m ² area limitations of Schedule 1 Part 1 exemptions, which are references in brackets for each of the following: <ul style="list-style-type: none"> <input type="checkbox"/> Marquee & tents >100m² floor area, to be used for not more than 1 month (ref exemption 5) <input type="checkbox"/> Closing in an existing veranda or patio >5m² (ref exemption 15) <input type="checkbox"/> New porch, veranda or awning >20m² (ref exemptions 16 & 17) <input type="checkbox"/> Carport >20m² (ref exemption 18)
<input type="checkbox"/>	3. Building work for 'simple, low-risk structures', typically of Importance level 1 of Building Code clause A3 – Building importance levels, e.g. <ul style="list-style-type: none"> <input type="checkbox"/> Farm Buildings <input type="checkbox"/> Proprietary garage <input type="checkbox"/> Bus Shelter <input type="checkbox"/> Other
<input type="checkbox"/>	4. Building work for 'minor' projects, but designed by a chartered professional engineers e.g. <ul style="list-style-type: none"> <input type="checkbox"/> Fences and hoardings >2.5m in height, but excludes swimming pool fences. <input type="checkbox"/> Shade sail >50m² <input type="checkbox"/> Other
<input type="checkbox"/>	5. Building work for more 'complex' projects where designed and supervised by chartered professional engineers, either for temporary or permanent structures, where the TA considers the inspection procedures adequately covered by the engineer. <ul style="list-style-type: none"> <input type="checkbox"/> Construction or removal of a retaining wall located in a residential zone <input type="checkbox"/> Decks, platforms, bridges, boardwalks & similar where fall height >1.5m <input type="checkbox"/> Lighting towers <input type="checkbox"/> Music stages <input type="checkbox"/> Motorway tunnels & bridges <input type="checkbox"/> Electrical substations <input type="checkbox"/> Wharf repairs <input type="checkbox"/> Other

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The Building	
Street Address:	
Legal Description of land where building is located:	
Valuation Number:	
Year of Construction:	
*Current, lawfully established use:	

*Classified Use: ref Building Regulations 1992 Clause A1-Classified Use

Owner Information	
Name:	
Postal Address:	
Phone Number:	
Email:	
Evidence of ownership attached	<input type="checkbox"/> Certificate of Title <input type="checkbox"/> Lease Agreement <input type="checkbox"/> Agreement for Sale and Purchase <input type="checkbox"/> Other document

Agent Information (if submitting on behalf of Owner)	
Name of Agent/Company:	
Postal Address:	
Phone Number:	
Email:	
Authorisation to lodge application attached:	<input type="checkbox"/> Yes <input type="checkbox"/> No

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Project Information: Please provide sufficient description of building works to enable scope of building work to be fully understood)	
Description of the proposed building works for which an exemption is requested:	
Estimated value of work (incl. GST):	
*Intended life of project:	
Provide details of any proposed new use:	

*Include number of days & dates for projects such as an event marquee

Required Fees	Council Use Only	
	Paid?	N/A
The exemption fee is \$285.00 (incl. GST), plus an hourly rate for processing. Please make payment of the initial fee using the following bank account details: <ul style="list-style-type: none"> • BNZ Queenstown Account # 02-0948-0002000-000 • Particulars: (Payee Name) • Code: (Property Address) • Reference: (EX application number- assigned to you by QLDC) 	<input type="checkbox"/>	<input type="checkbox"/>
Would like an invoice to be generated? <input type="checkbox"/> Yes <input type="checkbox"/> No The invoice should be sent to <input type="checkbox"/> Owner <input type="checkbox"/> Agent		

Owner Disclaimer			
The owner acknowledges that: <ul style="list-style-type: none"> • The Council takes no liability for checking the compliance of work that has been carried out with an exemption under Schedule 1(2) of the Building Act 2004. • The Owner is responsible for ensuring that the building work complies with the building code and any other applicable legislation such as the Resource Management Act, Bylaws, District Plan requirements, etc. • Assessment of the information provided with this application has only been made in consideration of the Building Act 2004. Additional authorizations may be required under other legislation including the Resource Management Act, Health Act, Liquor Act etc. and remain the responsibility of the owner to check. 			
Owner/Agent Signature		Date	

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Applicant to Complete		Documentation Checklist	Council Use Only	
Yes	N/A		Accepted?	N/A
<input type="checkbox"/>	<input type="checkbox"/>	Copies of plans: site, foundations, floorplan, elevations etc.	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	Copies of specifications	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	Producer Statements (PS1, PS2 etc.)	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	Photographs	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	Determinations/Opinions	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	Other:	<input type="checkbox"/>	<input type="checkbox"/>

QLDC Office Use Only:

Building Control Officer Signature:		Date:	
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APPROVED- a Building Consent IS NOT required:

This building consent exemption is **granted** under Section 41 of the Building Act 2004 for work for which a building consent is not required under Schedule 1 Part 1 Exemption 2

A building consent is not required because either:

- The completed building work is likely to comply with the building code;
- If the completed building work does not comply with the building code, it is unlikely to endanger people or any building, whether on the same land or on other property

NOT APPROVED- a Building Consent IS required

This building consent exemption is **refused** under Section 41 of the Building Act 2004 and Schedule 1 Part 1 Exemption 2

- The applicant must apply for a Building Consent (Form2).**
- The application is refused because the proposed works are already exempt under Schedule 1 Part 1, 2 or 3.**

Comments: