

Section 88

Resource Management Act 1991

Making an Application

88 Making an application

- (1) A person may apply to the relevant consent authority for a resource consent.
- (1A) A person may make a joint application for a resource consent and an exchange of recreation reserve land under section 15AA of the Reserves Act 1977 if the relevant consent authority—
 - (a) is also the administering body in which the recreation reserve land is vested; and
 - (b) agrees that the applications may be made jointly
- (2) An application must—
 - (a) be made in the prescribed form and manner;
 - (b) in the case of a fast-track application, include the prescribed information relating to the activity (if any) (see section 360G(1)(b)); and
 - (c) in the case of any other application or a fast-track application where there are no prescribed information requirements relating to the activity, include the information relating to the activity, including an assessment of the activity's effects on the environment, as required by Schedule 4.
- (2A) An application for a coastal permit to undertake an aquaculture activity must include a copy for the Ministry of Fisheries.
- (3) A consent authority may, within 10 working days after an application was first lodged, determine that the application is incomplete if the application does not—
 - (a) include the information prescribed by regulations; or
 - (b) include the information required by subsection (2)(b) or (c) (as applicable).
- (3A) The consent authority must immediately return an incomplete application to the applicant, with written reasons for the determination.
- (4) If, after an application has been returned as incomplete, that application is lodged again with the consent authority, that application is to be treated as a new application.
- (5) Sections 357 to 358 apply to a determination that an application is incomplete.
- (6) If a joint application is made under subsection (1A), the application to exchange recreation reserve land must be—
 - (a) processed, with the resource consent application, in accordance with sections 88 to 88F, 91(1) and (2), 91A to 92B, 95, 95A(2), and 96 to 103B; then
 - (b) decided under section 15AA of the Reserves Act 1977.