

## **Right of Appeal to the Environment Court**

Your attention is drawn to Schedule 1 of the Resource Management Act 1991 Clause 14 and also to Clause 7 of the Resource Management (Forms, Fees, and Procedure) Regulations 2003. The regulations are accessible online at [www.legislation.govt.nz](http://www.legislation.govt.nz). Some key provisions to note are as follows:

- i) You may appeal against the decision of the Council (but only on a provision about which you made a submission or further submission) by lodging a Notice of Appeal in the prescribed form with the Registrar of the Environment Court within 30 working days of the receipt by you, or the person who filed the submission on your behalf, of the Council's decision.
- ii) The appeal must be in the form prescribed by the Resource Management [Forms, Fees and Procedure Regulations 2003 – Form 7](#)
- iii) Form 7 sets out important information as to the process to be followed. In particular, you must serve a copy of the notice of the appeal on the Council within 30 working days of the decision being served on you.
- iv) You must also serve a copy of the notice of the appeal on every person who made a submission to which the appeal relates, within 5 working days of the appeal being lodged with the Environment Court.
- v) A filing fee of \$600.00 GST inclusive must accompany documents by which appeal proceedings are commenced.
- vi) It is essential that these provisions be adhered to.
- vii) Failure to do so may result in your appeal being struck out.

**If you are in any doubt as to the appeal procedures to be followed it is strongly recommended that you consult a lawyer. Council staff are unable to advise you.**