

Form D1 Application for determination

Under section 178 of the Building Act 2004.

(This form is equivalent to Form 14 prescribed in the Building (Forms) Regulations 2004)

A APPLICANT	
Please supply the following details where relevant:	
Name: <i>[include preferred form of address, eg, Mr, Miss, Dr, if an individual]</i>	
Preferred contact person: <i>[insert contact name]</i>	
Mailing address:	
Phone number: Landline:	Mobile:
Daytime:	After hours:
Fax number:	
Email address:	
B APPOINTMENT OF AGENT	
Fill in this section if you want someone else to represent you.	
I/we appoint (full name)	
of (mailing address)	
to act as my/our agent in this determination.	
C THE APPLICANT IS:	
<input type="radio"/> The owner of the building	
<input type="radio"/> The territorial authority of the district in which the building is located	
<input type="radio"/> The building consent authority responsible for consenting to the building work	
<input type="radio"/> The licensed building practitioner concerned with the relevant building work	
<input type="radio"/> The owner of other property (as defined in section 7 of the Building Act 2004) affected by the building work <i>[include details of the property so affected: street address and legal description and the provision of the Building Code that requires the property to be protected]</i>	

C THE APPLICANT IS: (CONTINUED)

The regional authority of the region in which the dam is located

A person who has a direct interest in the matter for determination if the matter for determination relates to the provision of access and facilities for people with disabilities *[state the nature of the direct interest]*

A person or organisation who or that has a right or obligation under any other Act to give written notice to a territorial authority about Building Act matters *[state details of the relevant right or obligation]*, for example the New Zealand Fire Service

D OTHER PARTIES TO THIS APPLICATION ARE:

[state names and mailing addresses]:

The owner of the building

Name:

Address:

The territorial authority of the district in which the building is located

Name:

Address:

The building consent authority responsible for consenting to the building work

Name:

Address:

The licensed building practitioner concerned with the relevant building work

Name:

Address:

The regional authority of the region in which the dam is located

Name:

Address:

D OTHER PARTIES TO THIS APPLICATION ARE: (CONTINUED)

A person or organisation who or that has a right or obligation under any other Act to give written notice to a territorial authority about Building Act matters *[give details of the relevant right or obligation]*, for example the New Zealand Fire Service

E THE BUILDING/DAM

Please supply the following details where relevant:

Street address: *[for structures that do not have a street address, state the nearest street intersection and the distance and direction from that intersection]*

Legal description of land where ^{*}*[building/dam]* is located: *[state legal description as at the date of application and, if the land is proposed to be subdivided, include details of relevant lot numbers and subdivision consent]*

^{*}*[Building/Dam]* name:

Current, lawfully established, use: *[include number of occupants per level and per use if more than one]*

Year first constructed: *[insert year, approximate date is acceptable eg: c1920s or 1960-1970]*

F MATTER FOR DETERMINATION

I apply for a determination in relation to the following matter(s): *[include, for each applicable item, all relevant details, including any reasons given by the building consent authority, territorial authority or regional authority for its decision]*

(a) Whether the following building work complies with the Building Code: *[state details of the building work]*

(b) The decision of the *[name of building consent authority]* to:

(i) ⁺*[issue/refuse to issue]* a ⁺*[building consent/code compliance certificate/compliance schedule]* for the following building work: *[state details of the building work]*

(ii) refuse to allow an extension of the period during which the following building work must be commenced before the building consent lapses: *[state details of the building work]*

(iii) issue a notice to fix for the following building work: *[state details of the building work]*

(iv) refuse to allow an extension of the period during which it must decide whether to issue a code compliance certificate for the following building work: *[state details of the building work]*

(v) amend a ⁺*[building consent/notice to fix/code compliance certificate]* for the following building work: *[state details of the building work]*

(vi) ⁺*[impose a condition/amend a condition]* on a ⁺*[notice to fix/compliance schedule]* for the following building work: *[state details of the building work]*

F MATTER FOR DETERMINATION (CONTINUED)	
(c) The decision of <i>[name of territorial authority]</i>	to:
<input type="radio"/> (i) [†] <i>[grant/refuse]</i> an application for a waiver or modification of the Building Code for the following building work: <i>[state details of the building work]</i>	
<input type="radio"/> (ii) [†] <i>[issue/refuse to issue]</i> a certificate of acceptance for the following building work: <i>[state details of the building work]</i>	
<input type="radio"/> (iii) amend the compliance schedule for the building in the following manner: <i>[state details of the building work]</i>	
<input type="radio"/> (iii) [†] <i>[issue/refuse to issue]</i> a certificate for public use for the following [†] <i>[premises/part of premises]</i> : <i>[state details of the premises or part of premises]</i>	
<input type="radio"/> (iv) <i>[issue/amend/impose a condition on]</i> a notice to fix for the following building work: <i>[state details of the building work]</i>	
<input type="radio"/> (d) <i>[Name of territorial authority]</i> [†] 's exercise of its power to require the following building work as the result of an alteration to or change of use of the building: <i>[state details of the building work]</i>	
<input type="radio"/> (e) The issue of a certificate under section 224(f) of the Resource Management Act 1991 by the <i>[name of territorial authority]</i> that the building complies or will comply with the Building Code: <i>[state details of the subdivision and the effect it will have on the building]</i>	
<input type="radio"/> (f) <i>[Name of territorial authority]</i> [†] 's [†] <i>[exercise of/failure to exercise]</i> its power to deal with a [†] <i>[dangerous/earthquake-prone/insanitary]</i> building as follows: <i>[state details of the building work]</i>	
<input type="radio"/> (g) <i>[Name of territorial authority]</i> [†] 's [†] <i>[exercise of/failure to exercise]</i> its powers in relation to the dam as follows: <i>[state details of the building work]</i>	

[†] delete as applicable.

G RELATED APPLICATIONS (IF ANY)

The following applications have been made and are related to this application:
[give date of application and name of applicant or address of the building work]

H HEARING

- I request that the chief executive hold a hearing on this application so that I may speak and present evidence.
- I wish to give written/spoken evidence in te reo Māori.
- I do not want to speak at a hearing.

I ATTACHMENTS

The following documents are attached in support of this application:

- Plans (list sheet numbers)
- Specifications
- Correspondence between the parties
- Other documents (list and describe)

IMPORTANT: I CERTIFY THAT I HAVE SUPPLIED COPIES OF THIS APPLICATION AND OF ALL THE DOCUMENTS LISTED ABOVE TO ALL THE OTHER PARTIES LISTED IN SECTION C ABOVE.

Signed by the applicant:

Date:

Name and position of person signing as an authorised officer or agent of the applicant (print):