Resource Management (Forms, Fees, and Procedure) Regulations 2003 (as at 03 March 2015)

Form 41
Application for declaration

[Section 311](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM238519" \l "DLM238519), Resource Management Act 1991

**To** the Registrar

Environment Court

Auckland, Wellington, and Christchurch

I, [*full name*], apply for the following declaration:

[*give precise details of declaration sought*].

The grounds for this application are:

[*give details*].

I attach the following documents:\*

(a) an affidavit in support of the application; and

(b) a list of names and addresses of persons to be served with a copy of this application.

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| \*These documents constitute part of this form and, as such, must be attached to both copies of the application lodged with the Environment Court. The applicant does not need to attach copies of these documents to copies of the notice served in [form 42](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM196494" \l "DLM196494) on other persons if the copy served lists these documents and states that copies may be obtained on request from the applicant. |

...........................
Signature of applicant
(*or* person authorised to sign
on behalf of applicant)

...........................
Date

Address for service of applicant:
Telephone:
Fax/email:
Contact person: [*name and designation, if applicable*]

**Note to applicant**

You must lodge the original and 1 copy of this application with the Environment Court. The notice must be signed by you or on your behalf. You must pay the filing fee required by [regulation 35](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM195842#DLM195842) of the Resource Management (Forms, Fees, and Procedure) Regulations 2003.

You must serve notice of this application in [form 42](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM196494#DLM196494) on every person affected by this application within 5 working days after the application is lodged with the Environment Court.

Within 10 working days after lodging this application, you must give written notice to the Registrar of the Environment Court of the name, address, and date of service for each person served with this application.

However, you may apply to the Environment Court under [section 281](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM237795#DLM237795) of the Resource Management Act 1991 for a waiver of the above service requirements (*see* [form 38](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM196479#DLM196479)).

*Advice*

If you have any questions about this application, contact the Environment Court in Auckland, Wellington, or Christchurch.

Schedule 1 form 41: amended, on 3 March 2015, by [regulation 18](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM6327679) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2014 (LI 2014/386).

Schedule 1 form 41: amended, on 1 November 2010, by [regulation 19(1)](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM3134127) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2010 (SR 2010/279).

Schedule 1 form 41: amended, on 1 June 2006, by [regulation 10(4)](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM378556) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2006 (SR 2006/99).

Schedule 1 form 41: amended, on 1 June 2006, by [regulation 10(10)](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM378556) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2006 (SR 2006/99).