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

Form 40
Witness summons to Environment Court hearing

[Section 278(1)](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM237771" \l "DLM237771), Resource Management Act 1991

**To** [*full name and address of witness being summoned*]

You are ordered to attend a hearing of the Environment Court.

The hearing is about [*subject matter of hearing*].

The hearing is on [*date(s)*] at [*time*].

The hearing will be held at [*place*].

You must attend the hearing to give evidence at [*place*] on [*date*] from [*time*] until you are discharged.

\*You must bring with you and produce the following papers, documents, records, or things:

[*give details*].

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| \*Delete if this is not required. |

This summons is issued on behalf of [*name*].

You are entitled to receive from [*name of party on whose behalf summons is issued*] witness fees, allowances, and travelling expenses according to the scale of allowances for witnesses in civil cases under the [District Court Act 2016](http://legislation.govt.nz/act/public/2016/0049/latest/DLM6942201.html).

If you fail to attend in accordance with this summons, you may commit an offence under [section 338(3)](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM239038" \l "DLM239038) of the Resource Management Act 1991 and you may be liable to a fine under [section 339(3)](http://www.legislation.govt.nz/regulation/public/2003/0153/latest/link.aspx?id=DLM239042" \l "DLM239042) of that Act.

...........................
Signature of Environment Judge
(*or* Registrar)

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

**\*Endorsement of deponent**

I, [*full name*], swear that I served [*full name of person served*] with a summons by delivering the summons to him or her personally at [*place*] on [*date*]. At the same time, I tendered that person the sum of [*amount*] for his or her allowances and travelling expenses, which that person accepted. This is a true copy of the summons.

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| \*Delete if summons delivered by post or no sum tendered. |

...........................
Signature of [*name of deponent*], deponent
Sworn at [*place*] on [*date*]
before me

...........................
Signature of [*full name*], Registrar
(*or* Justice of the Peace *or* solicitor)