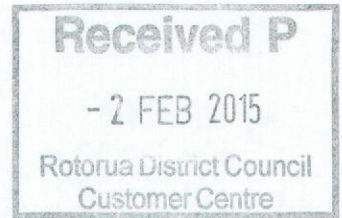


Form 38
Application for waiver or directions
Section 281, Resource Management Act 1991



- To the Registrar
Environment Court
Auckland,

We, **Owhatiura South 5 Incorporation**, apply for a waiver in the following proceedings:

ENV-2015-AKL-000033
Owhatiura South 5 Incorporation v Rotorua District Council



We are the following party to these proceedings:

The appellant.

We seek the following waiver:

The waiver of timeframes of the formal lodgement of this appeal.

This appeal was originally posted to the Environment Court within time on the 19th January 2015, however the covering letter had an incorrect PO Box (attached). After realising the error, an electronic copy of the appeal was emailed to the Court on the 23 January 2015 with a hard copy re-posted to the Court on the 27th January 2015.

A copy of the appeal was served on all relevant parties on the 19th January 2015 within time.

.....
Signature of person authorised to sign
on behalf of applicant

30/1/15
.....
Date

Address for service of appellant: **C/- Stratum Consultants Ltd**
PO Box 878
ROTORUA 3040

Telephone: **07 347 7840**
Fax/email: **brett.farquhar@stratumnz.co.nz**
Contact person: **Brett Farquhar – Senior Planner / Agent**

Advice

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

- Schedule 1 form 38: amended, on 1 November 2010, by regulation 19(1) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2010 (SR 2010/279).
- Schedule 1 form 38: amended, on 1 June 2006, by regulation 10(4) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2006 (SR 2006/99).

PARTIES TO BE SERVED

New Zealand Transport Agency
PO Box 13055
TAURANGA
Attn: Richard Hurn

Rotorua District Council
Private Bag 3029
ROTORUA 3046

221201-R-P-C010

19 January 2015

Environment Court
PO Box 1747
Wellesley Street
AUCKLAND

7147



Dear Sir/Madam

NOTICE OF APPEAL TO DECISIONS ON THE PROPOSED ROTORUA DISTRICT PLAN – OWHATIURA SOUTH 5 INCORPORATION


Please find enclosed a notice of appeal lodged with the Environment Court on behalf of the Owhatiura South 5 Incorporation.

An electronic transaction of the filing fees have been made with the reference of ENC0009.

A copy has also been served to the Rotorua District Council and the persons listed in attachment (d) to the appeal document.

Should you have any queries, please do not hesitate to contact the undersigned.

Yours faithfully
STRATUM CONSULTANTS LTD



Brett Farquhar
Associate / Senior Planner