

## **APPLICATION FOR LAND INFORMATION MEMORANDUM**

(Local Government Official Information and Meetings Act 1987 Section 44A)

**APPLICANT:**

**FIRST NAMES:** \_\_\_\_\_

**LAST NAME:** \_\_\_\_\_

**ADDRESS:** \_\_\_\_\_

**EMAIL ADDRESS:** \_\_\_\_\_

**PHONE:** \_\_\_\_\_ **FAX:** \_\_\_\_\_

**SIGNATURE:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**CUSTOMER REFERENCE:** \_\_\_\_\_

I/WE (the applicant/s) hereby apply for a Land Information Memorandum in respect of the property situated at:

**OWNER:** \_\_\_\_\_

**ROAD/STREET NAME AND NUMBER:** \_\_\_\_\_

**VALUATION NO.:** \_\_\_\_\_

**LEGAL DESCRIPTION:** \_\_\_\_\_

Certificate of Title(s): \_\_\_\_\_

Payment of Fees:  Cheque enclosed.

Please bill by invoice.

*[Tick one of the above]*

**Notes:**

1. Fee Payable: (includes single historical search and imaged copy of title) - per valuation assessment number  
 Fee Payable (GST 12.5%) \$225.00 (1 July 2010 - 30 September 2010)  
 Fee Payable (GST 15%) \$230.00 (1 October 2010 - 30 June 2011)
2. These fees reflect the cost of providing information and additional fees may be charged.
3. Fees will be applied to any LIM applications withdrawn or cancelled prior to completion.



## LAND INFORMATION MEMORANDUM

1. Section 44A of the Local Government Official Information and Meetings Act 1987 provides that a person may apply to Council for the issue, within 10 working days of a land information memorandum (LIM), in relation to matters affecting any land in the district of the authority.

### 2. **Mandatory Information**

The matters which shall be included in the LIM are:

- (a) Information identifying each (if any) special feature or characteristic of the land concerned, including but not limited to potential erosion, avulsion, falling debris, subsidence, slippage, alluvion, or inundation, or likely presence of hazardous contaminants, being a feature or characteristic that:
  - (i) Is known to the territorial authority; but
  - (ii) Is not apparent from the district scheme under the Town and Country Planning Act 1977 or a district plan under the Resource Management Act 1991.
- (b) Information on private and public stormwater and sewerage drains as shown in the territorial authority's records:
  - (ba) any information that has been notified to the territorial authority by a drinking-water supplier under Section 69ZH of the Health Act 1956:
  - (bb) information on -
    - (i) whether the land is supplied with drinking water and if so, whether the supplier is the owner of the land or a networked supplier:
    - (ii) if the land is supplied with drinking water by a networked supplier, any conditions that are applicable to that supply:
    - (iii) If the land is supplied with water by the owner of the land, any information the territorial authority has about the supply.
  - (c) Information relating to any rates owing in relation to the land:
  - (d) Information concerning any consent, certificate, notice, order, or requisition affecting the land or any building on the land previously issued by the territorial authority (whether under the Building Act 1991, the Building Act 2004, or any other Act):
  - (e) Information concerning any certificate issued by a building certifier pursuant to the Building Act 1991 or the Building Act 2004:
  - (ea) Information notified to the territorial authority under Section 124 of the Weathertight Homes Resolution Services Act 2006:
  - (f) Information relating to the use to which that land may be put and conditions attached to that use:
  - (g) Information which, in terms of any other Act, has been notified to the territorial authority by any statutory organisation having the power to classify land or buildings for any purpose:
  - (h) Any information which has been notified to the territorial authority by any network utility operator pursuant to the Building Act 1991 or the Building Act 2004.

### 3. **Discretionary Information**

In addition to the information provided for under subsection (2) of this section, a territorial authority **may** provide in the memorandum such other information concerning the land as the authority considers, at its discretion, to be relevant.

4. An application for a land information memorandum shall be writing and shall be accompanied by any charge fixed - base fee (GST 12.5%) \$225.00 (1 July 2010 - 30 September 2010) - (GST 15%) \$230.00 (1 October 2010 - 30 June 2011) by Council in relation thereto.

5. In the absence of proof to the contrary, a land information memorandum shall be sufficient evidence of the correctness, as at the date of its issue, of any information included in it pursuant to subsection (2) of this section.

6. Notwithstanding anything to the contrary in this Act, there shall be no grounds for the territorial authority to withhold information specified in terms of subsection (2) of this section or to refuse to provide a land information memorandum where this has been requested.