

Your guide to:

# Resource Consent Charges

EFFECTIVE 1 JULY 2020 TO 30 JUNE 2021

## A handy guide to what you need to know.

Here at the Hawke's Bay Regional Council (HRBC), we're all about keeping you informed. So we've put this guide together to give you an idea of what costs you're dealing with when you apply for/hold a Resource Consent.

At the moment, many of our Resource Management Act functions are covered by way of costs to applicants and consent holders. There are charges for costs incurred in assessing and processing all consent applications, including the cost of staff time, contractors, scientists, councillors and commissioners, with a combination of fixed charges (deposits) and additional charges for consent processing. Each consent also attracts **annual charges**.

In this brochure, we've outlined the charges involved inclusive of GST to show total cost.

## Let us know what you think

We're pleased to invite you to share your views on plans and funding (including the charges mentioned here) during the draft annual plan consultation period in April/May every year.

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## Need more information?

For everything you need to know about HBRC accounting and resource management policies have a look at [www.hbrc.govt.nz](http://www.hbrc.govt.nz) #annual plans.

You'll find full details of our accounting policies and resource management charges there in our Annual Plan 2020/21 and Long Term Plan 2018/28.



The Environmental Science, Consents & Compliance sections are ISO 9001:2015 certified.

  
**HAWKES BAY**  
REGIONAL COUNCIL

TE KAUNIHERA Ā-ROHE O TE MATAU-A-MĀUI

## Fixed charges

We set fixed charges at the three stages of the application process. You'll find them in the table opposite.

- Fixed charge payable upon application.
- Fixed charge payable prior to notification (if required).
- Fixed charge payable 5 working days before the start of a hearing scheduled to decide the application (if required).

### Who has to pay fixed charges?

Charges are billed directly to the applicant or legal holder of the resource consent. **If a consent holder wishes to pass on any charge to a third party (such as a lessee) this is a private agreement, in which HBRC will not be involved.**

### How do you pay?

Other than the fixed charges listed above, charges are payable on the 20th of the month following date of invoice. You can pay consent invoices:

- In person at HBRC offices at 159 Dalton Street, Napier
- By internet banking (BNZ - 02 0700 030 2819 00)
- Online at [www.hbrc.govt.nz/pay-it](http://www.hbrc.govt.nz/pay-it).

To pay a fixed fee deposit for lodging a consent application online, contact the Consents Advisor on 06 833 8090 or email [consentadvisor@hbrc.govt.nz](mailto:consentadvisor@hbrc.govt.nz) to gain a reference before making the payment.

### What happens if charges aren't paid?

If any fixed charge is not paid by the due date, then HBRC reserves the right to stop processing the application (under RMA, s36(7)). This may include the cancellation of a hearing. The applicant will be charged for any costs that may arise from the cancellation or postponement of a hearing due to the non-payment of a fixed charge.

All debt collection costs incurred by HBRC in relation to the activities covered in this section shall be borne as a debt by the party whose actions caused the initial charge.

### Resource Consent & Land Ownership

A resource consent is a legal document owned by an individual or an entity; it is not 'tied' to a property. Therefore, the sale of a property does not mean the consent automatically changes hands.

**If you have sold your property and do not want to retain ownership or responsibility for the consent, you can transfer the consent. This can be done either at time of sale by yourself or your lawyer, or as soon as possible afterwards.**

Consents do not have to be held by the land or property owner. Any person can apply for consent, on any property. Consent does not guarantee land access to carry out the consented activity.

If the consented activity is no longer being carried out, such as a discharge or water take, the consent holder can surrender the consent. It is important to note that if you wish to re-instate a previously surrendered consent, this will be considered a new consent application - which may or may not be granted.

## Additional charges

Each application will incur processing costs for administration, assessment and the preparation of recommendations to a decision-maker. The exact processing time will vary from application to application. Additional charges will apply when the fixed charges are insufficient to cover these processing costs. It is difficult to accurately predict the staff time required to process each application.

Staff time is charged using this formula:

Charge = staff time (hours) x staff charge-out rate.

The following list gives an indication of some of the additional work that may be required on some (but not all) applications:

- Discussions with affected and interested parties
- Administrative time
- Travel to, and time spent at, the application site
- Preparation of application for public notification and identification of potentially affected parties
- Actual costs for hiring technical/legal experts to provide input into the consents process
- Actual hearing costs
- Request for further information - s92.

### Charging for consultants

Where consultants are used to provide technical input to the consent process, the applicant will be responsible for their costs (as per RMA, s36 (1)).

Charge out rates (incl GST) use to calculate actual costs	Per hour
Executive	\$157.55
Regional asset management	\$119.60
Environmental science	\$129.95
Consent processing	\$180.50
Resource consent administration	\$102.20
Compliance and impact monitoring of consents	\$169.00
Water information services	\$106.95

### Objecting to additional charges

If you consider that any additional charges invoiced after the processing of your application are not actual, or are unreasonable, you have the right to object. Objections (in writing) must be received by HBRC within 15 working days of receipt of the invoice. An objection cannot be made with respect to any fixed charge.

### Find our forms or contact us

All our consent forms can be found online at [www.hbrc.govt.nz](http://www.hbrc.govt.nz) search #consents or call our Consents Advisor on **06 833 8090** or email [consentadvisor@hbrc.govt.nz](mailto:consentadvisor@hbrc.govt.nz)

# Resource Consent Application Processing

## Resource Consent Application Processing – Fixed and additional charges (all charges include GST)

Application type Application forms can be found online at: <a href="http://www.hbrc.govt.nz">www.hbrc.govt.nz</a> search #consent or at HBRC offices at 159 Dalton Street, Napier	Total cost =			
	<b>2</b> Fixed charge per application lodged. Applications will not be accepted without deposit	<b>+2</b> If notification is required. Fixed charge per application notified	<b>+3</b> If a hearing is required. Fixed charge per application proceeding to a Hearing	<b>+4</b> Additional charge per application. If the total cost of processing exceeds the fixed charges (1+2+3)
<b>Resource consent applications including:</b> - To take and use surface water - To take and use groundwater - To dam or divert water - To discharge contaminants from composting to land and air - To discharge contaminants to air, land or water - To discharge dairy shed and/or feed pad effluent to land, and to discharge odour and airborne contaminants to air - To discharge piggery effluent to land - To discharge pumped subsurface drainage water - To discharge stormwater - For activities affecting river control and drainage schemes (rule 71) - For structures within coastal hazard zones - To use, disturb or develop the bed of a lake / river / sea - Other consent applications	\$2300.00	\$5750.00	\$8625.00	Yes
Review of conditions as per RMA s128 (1) (a), 1 (c) or (2)	\$1725.00		Yes	
Application to replace an existing consent as part of a catchment wide process	\$2300.00	\$1725.00	\$2300.00	Yes
All other applications to replace an existing consent	\$2300.00	\$5750.00	\$5750.00	Yes
Change or cancel conditions of an existing consent	\$862.50	\$5750.00	\$5750.00	Yes
Transfer a consent to another site	\$862.50	\$5750.00	\$5750.00	Yes
Extension of lapse date	\$1150.00	\$5750.00	\$5750.00	Yes
Transfer of resource consent - from current owner to a new owner or occupier of the site (one form per property)	1 consent \$138.00 2+ consent \$172.50	n/a	n/a	Yes
Land use application for bore permit	\$575.00	n/a	n/a	Yes
Deemed permitted activity	\$1725.00	n/a	n/a	Yes
Certificate of Compliance (excluding bore sealing)	\$1725.00	n/a	n/a	Yes
Certificate of Compliance bore sealing	No	charge	No	
Certificate of compliance providing confirmation of domestic on-site wastewater permitted activity status	\$287.50	n/a	n/a	Yes
Change of applicant - for a resource consent application in progress	No application charge	n/a	n/a	No
<b>When payable</b>	Payment must accompany application	Payment prior to notification	Must be paid a minimum of 5 working days prior to start of Hearing	Must be paid within 20 working days of invoice

Further clarification on costs can be found in the Annual Plan 2020/21 and the Long Term Plan 2018/28, available online or on request.

# Annual Consent Charges

## Compliance Monitoring Charges

Compliance monitoring ensures that you meet the conditions of your consent, which in turn safeguards our environment. Hawke's Bay Regional Council is the statutory body under the Resource Management Act required to carry out this regulatory function.

Monitoring costs cover services such as:

- Providing information and guidance about your consent
- Providing systems to capture and store consent data, and maintaining records
- Ensuring compliance with the conditions of your consent
- Administration of consent monitoring charges
- Implementing new government regulations.

Full compliance charges are available in the current Annual Plan 2020-21 at HBRC, or on: [www.hbrc.govt.nz](http://www.hbrc.govt.nz)

## Water Information Services (WIS) Charges

The annual WIS charges (shown below) apply to each individual consent requiring a water measuring device to be fitted and for information to be reported back to HBRC. Charges are based on the number of consents you hold.

Monitoring Water Measuring Devices Table 2a from Long Term Plan 2018/28.	Inc GST
Sampling time (sampling analysis will be at cost)	\$126.50
Water use returns & audits - telemetered, web/text entry.	\$230.00
- Each additional water measuring device	\$34.50
Water use returns & audits - fax/email/standard mail.	\$278.30
- Each additional water measuring device	\$75.90
Where water measuring devices do not meet HBRC approved devices criteria or are not installed by an approved installer, a full compliance audit will be undertaken.	\$442.75
Non exercised consent	\$46.00

## Water Science Charges

The water science charges relate to 'zone-based' science work to examine the cumulative effects of consented activities, including the collection of information required to manage the freshwater resource on a regional scale. This work is an important part of HBRC's responsibilities under the RMA to identify issues requiring action, either now or in the future.

Monitoring work includes measurement of river flows and groundwater levels, groundwater and surface water quality, and the ecosystem health of streams and lakes. Investigation work examines how surface water and groundwater interact, identifies contaminant sources and predicts system responses to changes in land use. HBRC uses a dual approach (fixed and variable) to recover 35% of the total costs of this work directly from consent holders (the consent charge):

- 20% of the consent charge (the fixed part) is recovered by a charge allocated equally to specific consent holders.
- 80% of the consent charge relating to work undertaken in your particular zone is divided amongst consents located in that zone. This is the 'variable' part of your bill, so that in years when more work is done in your zone this charge will be larger while in years when less work is done, the charge will be smaller.

Because of the way these charges are calculated, the charge will differ from year to year.

## Low Flow Monitoring Charges

For holders of consents to take water where the abstraction is subject to low flow limits (directly or via gallery intake or wells), the cost of monitoring the low flows will be recovered for each water take subject to low flow restrictions (excluding frost consents that are from the same take point as an irrigation consent held in the same name). A charge of \$115 each primary consent (incl gst) applies each year. Should the fixed charges not be adequate to recover the actual and reasonable costs associated with the entire low flow monitoring programme, an additional charge will be added to all consents that are subject to the above low flow fixed charge.

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