

P21/01 APPLICATION FORM

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Land Subject to Protection for Outstanding Natural Landscape, Cultural, Historic or Ecological Purposes

Applicant Details

Applicant Name	<input type="text"/>		
Ratepayer Name (if different)	<input type="text"/>		
Postal Address	<input type="text"/>		
	<input type="text"/>		
	<input type="text"/>		
Contact Numbers	() <input type="text"/>	() <input type="text"/>	() <input type="text"/>
	Phone	Mobile	Daytime number

Remission/Property Details

1.	Rate Account/Val Number	<input type="text"/>
	Property Location	<input type="text"/>
2.	Rate Account/Val Number	<input type="text"/>
	Property Location	<input type="text"/>
3.	Rate Account/Val Number	<input type="text"/>
	Property Location	<input type="text"/>

If there are more than 3 properties, please list the details on a separate sheet/s

- The land is unused - *not being resided on, grazed, used as storage or used in any other way*
- The land is subject to a formal protection agreement
- Remission only for area protected by covenant - *and have nil or minimal value of improvements.*
- Attached written assessment of the outstanding landscape, historic, cultural or ecological values of the land prepared by a suitably qualified person or organisation, and a Management Plan detailing how the values are to be maintained, restored, and/or enhanced.
- Authorise Council officers or agents, to enter and inspect the land or request information as is reasonably necessary to assess the application of the policy.

Additional information can be attached to the application

Privacy Waiver Act

On the signing of this application:

Pursuant to the Privacy Act 1993, I authorise Far north District Council to contact any agencies/companies or any other source including Government agencies to obtain and check (both now and in future) such information for the purposes of considering this application, and to assist in the enforcement of any agreement between myself and Far North District Council.

I understand I have the right to access and information Far North District Council may have collected with regards to this application, and to correct if it is wrong.

Declaration

I understand by signing this application, I am entering into an agreement with the Far North District Council.

I solemnly and sincerely declare that I have read and understood this application and certify that the information provided is true and correct in all respects, and that I am no less than 18 years of age. I have disclosed any other names that I am currently known under. I am aware that if I have deliberately provided false information in this application, I could face fraud or dishonesty charges in the Courts. I make this solemn declaration conscientiously believing the same to be true and correct by virtue of the Oaths and Declarations Act 1957.

Signature

Date

Name

Please print

Witnessed by:

Name

Please print

IMPORTANT:

Your witness MUST be either one of the following:

- Justice of the Peace
- Solicitor
- Far North District Council Officer

P21/01 - Land Subject to Protection for Outstanding Natural Landscape, Cultural, Historic or Ecological Purposes

Background

The Far North District Council recognises that certain rateable land within the District is protected for outstanding natural landscape, cultural, heritage, or ecological purposes.

Policy Objectives

To provide rating relief to landowners who have reserved lands that have particular outstanding natural landscape, cultural, historic or ecological values for future generations.

Scope

This policy applies to both General Title and Māori Freehold Land.

Policy Statements

1. Council may **remit** rates on land subject to protection for outstanding natural landscape, cultural, historic or ecological purposes under the formal protection agreements listed in 2 a) through 2 g) of the conditions and criteria of this policy.
2. Council may **postpone** rates on land subject to protection for outstanding natural landscape, cultural, historic or ecological purposes under the formal protection listed in 2 h and i) of the conditions and criteria of this policy.

Conditions and Criteria

1. Applications must be supported by a copy of the formal protection agreement and a Management Plan detailing how the values of the land are to be maintained, restored, and/or enhanced.
2. The land must be subject to a formal protection agreement as set out below:
 - a. An open space covenant under section 22 of the Queen Elizabeth the Second National Trust Act 1977; or
 - b. A conservation covenant under section 77 of the Reserves Act 1977; or
 - c. A Nga Whenua Rahui kawenata under section 77A of the Reserves Act 1977; or
 - d. A declaration of protected private land under section 76 of the Reserves Act 1977; or
 - e. A management agreement for conservation purposes under section 38 of the Reserves Act 1977; or
 - f. A management agreement for conservation purposes under section 29 of the Conservation Act 1987; or
 - g. A Māori reservation for natural, historic, or cultural conservation purposes under sections 338 to 341 of the Te Ture Whenua Māori Act 1993 (Māori Land Act 1993); or

- h. A covenant for conservation purposes under section 27 of the Conservation Act 1987.
- i. A covenant for conservation purposes approved under the Heritage New Zealand Pouhere Taonga Act 2014 (or Historic Places Act 1993)

3. The rating unit or portion of the rating unit that is the subject of the application must not be in use. For the purposes of this Policy, the definition of person actually using land is taken from the Local Government (Rating) Act 2002. It means a person who, alone or with others: -

Leases the land; or

Does 1 or more of the following things on the land for profit or other benefit:

- i. Resides on the land
- ii. Depastures or maintains livestock on the land
- iii. Stores anything on the land
- iv. Uses the land in any other way.

NOTES:

Notwithstanding the above, work undertaken to pre-serve or enhance the features covenanted on the land, including weed control, will not impact the "unused" status of the land

The removal of traditional medicinal tree and plant material by tangata whenua for personal use will not constitute actual use of the land.

5. Where the entire rating unit is the subject of the application, the remission or postponement of rates will apply to all rates levied on the property.
6. The protected and unprotected portions of the rating unit will be separately valued and assessed as separate parts pursuant to Section 45 (3) of the Local Government (Rating) Act 2002. In these instances, the remission or postponement of rates will only apply to the protected portion of the rating unit. It should be noted that these separate parts will not constitute separately used or inhabited parts for rating purposes and a full set of UAGC and other charges will be assessed against the part of the rating unit that is being used
7. Any remission or postponement granted under this policy will become effective on 1 July in the rating year following the submission of the application.
8. Any remission or postponement of rates on the land will be cancelled immediately in the event that the land ceases to be protected under a formal protection agreement. Postponed rates that have not been remitted will be repayable in the event that