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2012/035: Regarding the refusal to grant building consent for a dwelling on cross-lease land subject to flooding

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Abbreviation

2012/035

Valid from

07/05/2012

Information provider

Ministry of Business, Innovation and Employment

Information type

Determination

Format

PDF

Description

The determination arises from a decision by the authority to refuse to grant building consent for the construction of a new dwelling to replace the applicants existing dwelling on their cross-lease property. This decision was made on the grounds that the requirements of section 74 of the Building Act (to record a section 73 notification against the title) had not been complied with. The matter to be determined is whether the authority was correct to refuse to grant the applicants building consent.

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