

22 October 2010

Sample of the letter to Submitters

«Submitter»
«Contact»
«Address»

Submitter Number: «SubID»

Dear

Notification of decisions on submissions on proposed Variation 5 to Chapter 5 of the Natural Resources Regional Plan

Environment Canterbury, on the 23 October 2010, will publicly notify the decisions on submissions on proposed Variation 5 to Chapter 5 of the Natural Resources Regional Plan. Because you, or the organisation for which you are the contact, made a submission or further submission on Variation 5, I enclose:

- a copy of the decisions;
- a copy of the public notice of 23 October 2010, served in accordance with Clause 11 of Schedule 1 of the Resource Management Act;
- information about the High Court appeal process.

The decisions on Variation 5 will apply from the date the decisions are notified. However, an appeal to the High Court in Christchurch on points of law can be made within 15 working days of receiving this notification. Based on the public notice being mailed on the 22 October, the 15 day period would be deemed to end on the 16 November 2010.

Any appeal to the High Court must relate to a provision or matter raised in your submission or further submission on Variation 5. Any appeal to the High Court must be filed with the Registrar of the High Court, and must specify the following:


1. The decision or part of the decision appealed against; and
2. The error of law alleged;
3. The question of law to be resolved;
4. The grounds of appeal in sufficient detail for the Court and other parties to understand them;
5. The relief sought.

Attached for your consideration is a note which provides some guidance as to what constitutes an error of law and question of law, to assist you to decide whether an appeal is warranted.

If you have any queries, please contact Customer Services (phone (03) 353 9007 or call free 0800 324 636) or you can email Customer Services at ecinfo@ecan.govt.nz

Our Ref: NRRP/2002/V5/NOT/HEA/1C
Your Ref:
Contact: Tami Woods

Yours sincerely

A handwritten signature in black ink, appearing to read 'Vin Smith', written in a cursive style.

Vincent Smith
Regional Planning Manager

Additional Information

What is the appeal process?

As a result of the introduction of the Environment Canterbury (Temporary Commissioners and Improved Water Management) Act 2010, there is no longer a right of appeal to the Environment Court. Instead submitters may only appeal on points of law to the High Court. Attached for the assistance of submitters is guidance as to what might constitute a point of law. Any submitter considering lodging an appeal is encouraged to seek their own legal advice.

For the purposes of determining when the 15 working day period ends, the public holidays for Labour Day (25 October) and Canterbury Anniversary Day (12 November) are not counted as working days.