

**Form 50**  
**Application for stay of abatement notice**

Section 325(3B), Resource Management Act 1991

I, *[full name]*, apply for a stay of an abatement notice.

The abatement notice was issued on *[date]* by *[name of relevant authority]*.

I lodged an appeal against the abatement notice with the Environment Court on *[date]*.

I consider that it is unreasonable to comply with the abatement notice because:

*[give details]*.

The likely effect on the environment if the stay is granted is:

*[give details]*.

I attach the following documents:\*

- (a) a copy of the abatement notice; and
- (b) a copy of the notice of appeal; and
- (c) an affidavit in support of the application; and
- (d) the name and address of the authority that issued the abatement notice and is to be served with a copy of this application.

\*These documents must be attached and lodged with the Environment Court with the application. The appellant does not need to attach copies of the documents to copies served in [form 47](#) on other persons if the copy served lists the documents and states that copies of the documents may be obtained on request from the applicant.

.....  
Signature of applicant  
(or person authorised to sign  
on behalf of applicant)

.....  
Date

Address for service of applicant:  
Telephone:  
Fax/email:  
Contact person: *[name and designation, if applicable]*

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### **Note to applicant**

You must lodge the original and 1 copy of this application with the Environment Court. The application must be signed by you or on your behalf.

You must serve a copy of this application on the authority that issued this abatement notice immediately after you have lodged this application with the Environment Court.

Within 10 working days after receiving this application, you must give written notice to the Registrar of the Environment Court of the name, address, and date of service of the application.

However, you may apply to the Environment Court under [section 281](#) of the Resource Management Act 1991 for a waiver of the above service requirements (see [form 38](#)).

### **Advice**

If you have any questions about this application, contact the Environment Court in Auckland, Wellington, or Christchurch.

- Schedule 1 form 50: amended, on 1 November 2010, by [regulation 19\(1\)](#) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2010 (SR 2010/279).
- Schedule 1 form 50: amended, on 1 June 2006, by [regulation 10\(4\)](#) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2006 (SR 2006/99).