

2019/070: Regarding the authority's decision to refuse to split a building consent for townhouses

Document

Determination 2019/070

[PDF 422 KB]

<https://www.building.govt.nz/assets/Uploads/resolving-problems/determinations/2019/2019-070.pdf>

About this determination

Date issued: 24 December 2019

Primary topic:

Building controls process ([https://www.building.govt.nz/resolving-problems/resolution-options/determinations/determinations-issued/?keyword=&topic=Building controls process&action_doSearch=Search#results#](https://www.building.govt.nz/resolving-problems/resolution-options/determinations/determinations-issued/?keyword=&topic=Building%20controls%20process&action_doSearch=Search#results#))

Council: Auckland Council

Section of the Building Act: 48, 49

Summary

This determination considers the authority's refusal to split a building consent, for building work to construct five townhouses that has already been completed, to allow one owner to pursue a code compliance certificate separately from the other owners. The determination discusses the framework for considering an application to split a building consent issued under the Building Act 1991, and whether assessment for compliance occurs when the consent is split or when a code compliance certificate is applied for.

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