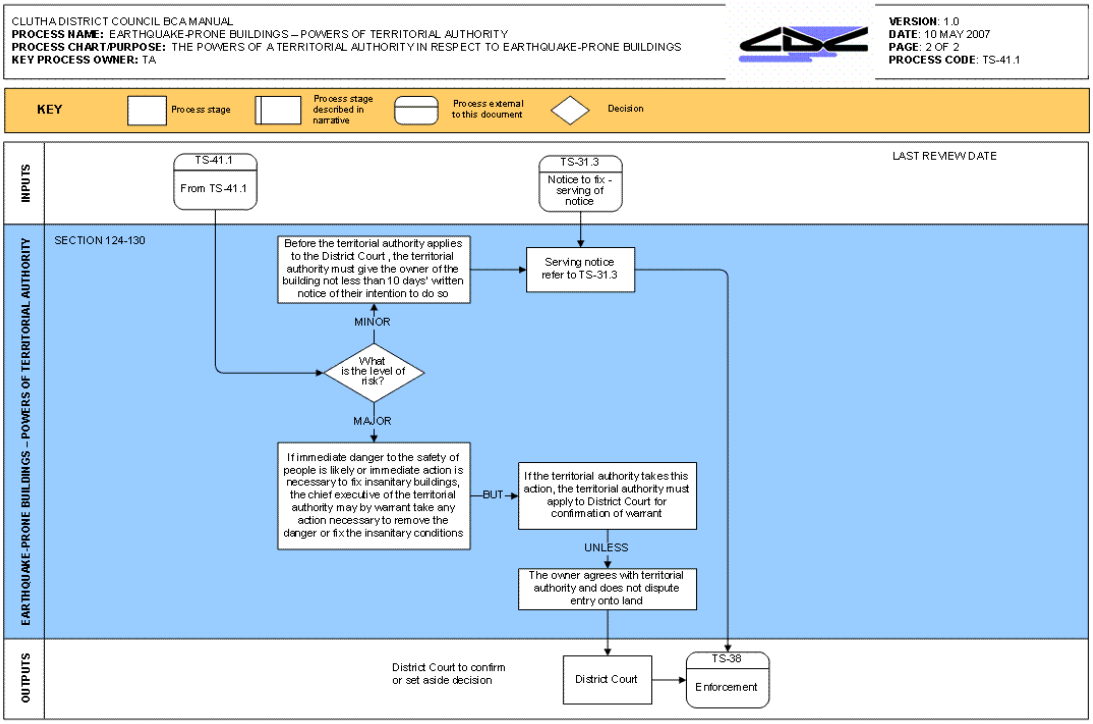
CLUTHA DISTRICT COUNCIL BCA MANUAL
PROCESS NAME: EARTHQUAKE-PRONE BUILDINGS – POWERS OF TERRITORIAL AUTHORITY
PROCESS CHART/PURPOSE: THE POWERS OF A TERRITORIAL AUTHORITY IN RESPECT TO EARTHQUAKE-PRONE BUILDINGS
KEY PROCESS OWNER: TA
VERSION: 1.0
DATE: 10 MAY 2007
PAGE: 2 OF 2
PROCESS CODE: TS-41.1
KEY
Process stage
Process stage described in narrative
Process external to this document
Decision
INPUTS
LAST REVIEW DATE
TS-41.1
From TS-41.1
TS-31.3
Notice to fix - serving of notice
EARTHQUAKE-PRONE BUILDINGS – POWERS OF TERRITORIAL AUTHORITY
SECTION 124-130
Before the territorial authority applies to the District Court , the territorial authority must give the owner of the building not less than 10 days' written notice of their intention to do so
Serving notice refer to TS-31.3
MINOR
What is the level of risk?
MAJOR
If immediate danger to the safety of people is likely or immediate action is necessary to fix insanitary buildings, the chief executive of the territorial authority may by warrant take any action necessary to remove the danger or fix the insanitary conditions
BUT
If the territorial authority takes this action, the territorial authority must apply to District Court for confirmation of warrant
UNLESS
The owner agrees with territorial authority and does not dispute entry onto land
OUTPUTS
District Court to confirm or set aside decision
District Court
TS-38
Enforcement