



View Instrument Details

Instrument No. 9721171.2
Status Registered
Date & Time Lodged 26 Jun 2014 16:35
Lodged By Mosley, Linda Ellen
Instrument Type Variation of Consent Notice Condition under s221(5) Resource Management Act 1991



Affected Computer Registers Land District

567741	Otago
567742	Otago
567743	Otago
567744	Otago
567745	Otago
567746	Otago
567747	Otago
567748	Otago
586247	Otago
586248	Otago
590416	Otago
590417	Otago
596899	Otago
611735	Otago
616315	Otago
618780	Otago
651448	Otago

Affected Instrument Consent Notice under s221(4)(a) Resource Management Act 1991 8968743.17

Annexure Schedule: Contains 28 Pages.

Signature

Signed by Gareth Dean Foley as Territorial Authority Representative on 26/06/2014 03:19 PM

***** End of Report *****

UNDER Section 221 of the Resource Management Act 1991

IN THE MATTER of Deposited Plan 443395 being a Subdivision of Lot 12 DP 300723, Lot 1 DP 347876 and Lot 2 DP 301928

AND

IN THE MATTER of Resource Consent RM 090895 and RM140042 Queenstown Lakes District Council

**VARIED CONSENT NOTICE PURSUANT TO
SECTION 221 OF THE RESOURCE
MANAGEMENT ACT 1991**

**GALLAWAY COOK ALLAN
LAWYERS
DUNEDIN**

INTRODUCTION

The registered proprietors of Lots subject to this consent notice have sought consent to vary clause 2.3 of this consent notice. That consent has been granted by the QLDC under resource consent RM140042, dated 11 April 2014/

At the time of applying for consent to vary clause 2.3 of the consent notice (registered as Instrument number 8968743.17) it was discovered that a page from that instrument was missing. That being Page 3 of the consent notice required under RM090895 and including clauses 2.1, 2.2 and 2.3 of the consent notice. It has been decided to rectify that error as part of this variation process. As a result this variation includes the full consent notice and includes page 3 (and clauses 2.1-2.3) of the original consent notice along with clause 2.3 as varied.

**VARIED CONSENT NOTICE PURSUANT TO
SECTION 221 OF THE RESOURCE MANAGEMENT ACT 1991**

UNDER Section 221 of the Resource Management Act 1991

IN THE MATTER Deposited Plan 443395 being a Subdivision of Lot 12 DP 300723, Lot 1 DP 347876 and Lot 2 DP 301928

AND

IN THE MATTER of Resource Consent RM 090895 and RM140042 Queenstown Lakes District Council

1. INTERPRETATION

1.1. Ancillary Structures -

Means sheds, decks, spas, swimming pools, carports, pergolas and suchlike structures (but excluding detached garages and sleepouts) which shall be attached to any dwelling erected on a Residential Lot and which are of a height not exceeding 3.5 metres above Ground Level nor exceeding 2.5 metres above Ground Level within 1m of any internal boundary.

1.2. Building -

Shall have the same meaning as in Building Act 2004, but shall not include:

- (a) Fences or walls of 1.2 metres in Height or less above Ground Level;
- (b) Structures less than 5m² in area and less than 2m in Height above Ground Level.
- (c) Radio and television aerials (excluding dish antennae for receiving satellite television which are greater than 1.2metres in diameter), less than 2metres in Height above Ground Level.
- (d) Masts and Poles less than 2metres in Height above Ground Level

1.3. Ground Level –

Means the surface of the ground prior to any earthworks on the site, except that where the surface of the ground has been altered through earthworks carried out as part of a subdivision under the Resource Management Act 1991 or Local Government Act 1974 ground level means the finished surface of the ground following the completion of works associated with the most recently completed subdivision.

- o "completed subdivision" means a subdivision in respect of which a certificate pursuant to section 224(c) of the Resource Management Act 1991 or a completion certificate under the Local Government Act 1974 has been issued.

- o "earthworks carried out as part of the subdivision" does not include earthworks that are authorised under any land use consent for earthworks, separate from earthworks approved as part of a subdivision consent.

1.4. Height –

Means the vertical distance between Ground Level at any point and the highest part of the building immediately above that point. For the purposes of calculating height, account shall not be taken of:

- (a) aerials and/or antennas, mounting fixtures, mast caps, lightning rods or similar appendages for the purpose of telecommunications but not including dish antennae which are attached to a mast or Building, provided that the maximum Height for any Building is not exceeded by more than 2.5metres; and
- (b) Chimneys or finials (not exceeding 1.1 metre in any direction (provided that the maximum Height for any Building is not exceeded by more than 1.5metre

1.5. Kirimoko Design Code –

Means the Kirimoko Design Code established and adopted by the Kirimoko Park Residents' Association Incorporated.

1.6. Plan of Subdivision –

Means the plan intended to be deposited under no. 443395 for part of the land known as Kirimoko Park.

1.7. Residential Lot –

Means certain lots within Kirimoko Park Plan of Subdivision to be deposited under no. 443395 being Lots numbered 1–15 and 18–22.

2. OPERATIVE PART

The following conditions are to be registered against the certificate of title for the following Lots:

Lot 1 DP443395	Lot 2 DP 443395	Lot 3 DP 443395
Lot 4 DP443395	Lot 5 DP 443395	Lot 6 DP 443395
Lot 7 DP443395	Lot 8 DP 443395	Lot 9 DP 443395
Lot 10 DP443395	Lot 11 DP 443395	Lot 12 DP 443395
Lot 13 DP443395	Lot 14 DP 443395	Lot 15 DP 443395
Lot 18 DP443395	Lot 19 DP 443395	Lot 20 DP 443395
Lot 21 DP443395	Lot 22 DP 443395	Lot 38 DP443395
Lot 46 DP 443395	Lot 47 DP 443395	Lot 48 DP443395
Lot 49 DP 443395	Lot 50 DP 443395	

CONDITIONS

- 2.1. Except for Lot 3, Lot 38 and Lot 50 there shall be no further subdivision of any lot other than minor boundary adjustments that do not create any additional, separately saleable, residential allotment/s.
- 2.2. All Buildings shall be sited entirely within the building platform as shown on the Plan of Subdivision except:
- (a) Minor encroachments beyond the building platform which comply with the following:
 - (i) The footprint of any building extends no more than 1m outside of the building platform as shown on the Plan of Subdivision; and
 - (ii) The footprint encroachment does not exceed more than 10% of the building platform area identified of the Residential Lot on the Plan of Subdivision; and
 - (iii) The footprint encroachment is offset elsewhere in the Building design so the buildable area for the Residential Lot is not increased; and
 - (iv) Eaves, porches or soffits extend no more than 1m outside of the building platform shown on the plan of subdivision except where they are attached to a footprint encroachment referred to in (i) above in which case eaves, porches or soffits may extend a maximum of 1.6m outside of the building platform; and
 - (v) Chimneys extend no more than 600mm beyond the footprint of any building for a length of no more than 1.2m parallel to the elevation; and
 - (vi) Prior written approval is obtained from all of the adjacent land owners of Residential Lots and the Kirimoko Park Residents' Association Incorporated.

For the avoidance of doubt the footprint of any building shall be the area defined by the external walls of the building and excluding eaves or overhanging parts of the building.

- 2.3. In respect of Lots 1, 2, 3, 4 (western boundary only), 5 and 6 **at least 25% of the frontage of the Building constructed on the site shall not have any setback from be located within 2m of** the legal road boundary.

- 2.4. Any building constructed on a building platform shall comply with the controls specified in the table below relating to maximum building area and any specified ancillary areas. The location of each Building shall be in accordance with the building platform identified in the Plan of Subdivision. Any Ancillary Structure may be located to any point along the building platform boundary shown on the Plan of Subdivision with the prior approval of the Kirimoko Park Residents' Association Incorporated.

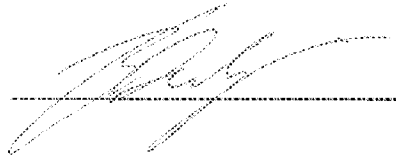
Kirimoko						
Maximum Building Area for each Lot						
Lot number	Lot area m ²	Platform area m ²	Max building area	%	Ancillary areas m ²	%
1	338	190	160	47.3%		
2	313	226	170	54.3%		
3	1279	928	928	72.6%	comprehensive development	
4	425	194	190	44.7%		
5	423	176	176	41.6%		
6	453	185	185	40.8%		
7	441	168	168	38.1%		
8	603	208	208	34.5%		
9	396	187	187	47.2%		
10	638	257	257	40.3%	25	
11	382	178	178	46.6%		
12	420	251	220	52.4%	14	
13	678	231	200	29.5%	16	
14	769	208	200	26%	14	
15	697	276	220	31.6%	18	
18	534	225	190	35.6%	16	
19	423	191	191	45.2%	22	
20	529	190	190	35.9%	16	
21	524	173	173	33.0%	16	
22	642	241	200	31.2%	16	

- 2.5. All planting which has been undertaken by the subdivider in accordance with the approved plans and which is located within the Residential Lots shall be maintained according to those plans in perpetuity. Should any plant die or become diseased or damaged it shall be replaced within the next available planting season.
- 2.6. All dwellings shall be constructed in accordance with the Kirimoko Design Code and must receive approval from Kirimoko Park Residents' Association Incorporated prior to the commencement of construction. A copy of the approval shall be provided with any building consent application.
- 2.7. No Building shall exceed a Height of 7 metres as defined in the Queenstown Lakes Operative District Plan at the time of granting the subdivision consent.
- 2.8. Any structures constructed outside the building platform shall be subject to the relevant rules of the District Plan.

- 2.9. The owners, through the Kirimoko Park Residents' Association Incorporated shall be responsible for the maintenance of all the landscaping within the Low Impact Design Stormwater System in road reserves and all other areas.
- 2.10. Prior to cancellation of the amalgamation condition in relation to Lots 3, 5-8, 10-12, 14, 15, 18, 19, 38 and 50 and pursuant to section 241 of the Resource Management Act 1991, the consent holder shall:
- (a) Provide proof that all conditions of RM090895 (or subsequent variations) that apply to the Lot have been satisfied or bonded (if bonding is acceptable to the territorial authority).
 - (b) Pay the development contributions required for Lot 3, 5-8, 10-12, 14, 15, 18, 19 and 38. Development Contributions shall be at the rate calculated for RM090895, or any subsequent variation, unless RM090895 has expired, in which case a new development contribution calculation shall be undertaken at the then current rates.
- 2.11. If the Territorial Authority has confirmed in writing that it is satisfied that the conditions of 2.10(a) and (b) above have been complied with then those consent notice conditions, along with this condition, may be deemed to be expired for the purpose of section 221(5) of the Resource Management Act 1991.

Dated this 2 day of MAY 2014

SIGNED for and on behalf
 Of the QUEENSTOWN LAKES
DISTRICT COUNCIL by its
 Manager, Resource Consenting
 Blair Jeffrey Devlin



**ANNEXURE SCHEDULE
CONSENT FORM¹**

Land Transfer Act 1952 section 238(2)

Person giving consent <i>Surname must be underlined</i>	Capacity and interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i>
Turnkey Homes Limited	Mortgagee under Mortgage No. 9444775.3

Consent
*Delete words in [] if inconsistent with the consent
State full details of the matter for which consent is required*

[Without prejudice to the rights and powers existing under the interest of the person giving consent.]

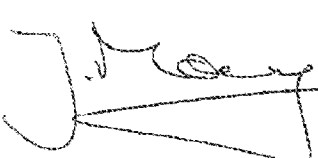
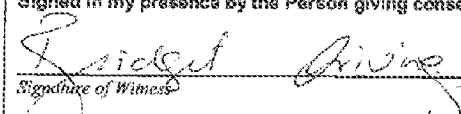
the **Person giving consent hereby consents to:**

The surrender of instrument 8968743.14 in respect of Lot 4 DP 443395, CFR 567743 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 4 DP 443395, CFR 567743 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

Dated this 12 day of November 2013

Attestation

	Signed in my presence by the Person giving consent
	 <i>Signature of Witness</i> Witness to complete in BLOCK letters (unless legibly printed): Witness name BRIOLET IRVING Occupation SOLICITOR Address DUNECH
Signature [Common seal] of Person giving consent	

¹ An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

**ANNEXURE SCHEDULE
CONSENT FORM***

Land Transfer Act 1952 section 238(2)

Person giving consent <i>Surnames must be underlined</i>	Capacity and Interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i>
Bank of New Zealand	Mortgagee under Mortgage No. 9444775.2

Consent
Define words in [] if inconsistent with the consent
State full details of the matter for which consent is required

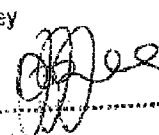
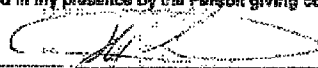
[Without prejudice to the rights and powers existing under the interest of the person giving consent.]

the Person giving consent hereby consents to:

The surrender of instrument 8088743.14 in respect of Lot 4 DP 443386, CFR 567743 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement instrument to create land covenant in respect of Lot 4 DP 443385, CFR 567743 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8888743.17.

Dated this 3rd day of December 2013

Attestation	
SIGNED for and on behalf of BANK OF NEW ZEALAND by its Attorney  Doreen Tolesina	Signed in my presence by the Person giving consent  Signature of Witness
	Witness to complete in BLOCK letters (unless legibly printed): Witness name Occupation Address
Signature (Common seal) of Person giving consent	

* An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

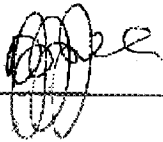


CERTIFICATE OF NON-REVOCATION
OF POWER OF ATTORNEY

I, **Doreen Toiafoa**, Quality Assurance Officer of Wellington, New Zealand certify:

1. That by deed dated 12 July 2005, Bank of New Zealand, of Level 4, 80 Queen Street, Auckland, New Zealand, appointed me its attorney.
2. A copy of the deed is deposited in the North Auckland registration district of Land Information New Zealand as dealing No. 6508607.1
3. That I have not received notice of any event revoking the power of attorney.

SIGNED at Wellington this **3 DECEMBER 2013**

[Full name] 

**ANNEXURE SCHEDULE
CONSENT FORM***

Land Transfer Act 1952 section 238(2)

Person giving consent <i>Surname must be underlined</i>	Capacity and Interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i>
Southland Building Society	Mortgagee under Mortgage No. 9425880.2

Consent
 Delete words in [] if inconsistent with the consent
 State full details of the matter for which consent is required

[Without prejudice to the rights and powers existing under the interest of the person giving consent.]

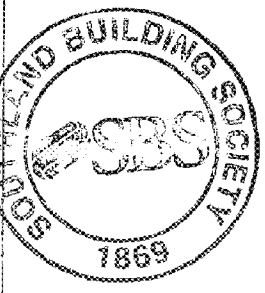
the Person giving consent hereby consents to:

The surrender of instrument 8968743.14 in respect of Lot 9 DP 443395, CFR 567744 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 9 DP 443395, CFR 567744 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

Dated this 6th day of December 2013

Attestation

	Signed in my presence by the Person giving consent THE COMMON SEAL OF THE SOUTHLAND BUILDING SOCIETY was hereunto affixed by Order of the Signature of the Director in the presence of Witness to complete in BLOCK letters (unless legibly printed): Witness name <u>RHOY ALEXANDER McMILLAN</u> Occupation <u>Lending Support</u> Address _____ Signature <u>Michelle Debra Cosgrove</u> Lending Support
Signature [Common seal] of Person giving consent	

* An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

**ANNEXURE SCHEDULE
CONSENT FORM¹**

Land Transfer Act 1952 section 238(2)

<p>Person giving consent <i>Surname must be underlined</i></p> <p>Bank of New Zealand</p>	<p>Capacity and interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i></p> <p>Mortgagee under Mortgage No. 9474303.4</p>
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Consent
*Delete words in [] if inconsistent with the consent
State full details of the matter for which consent is required*

[Without prejudice to the rights and powers existing under the interest of the person giving consent.]

the Person giving consent hereby consents to:

The surrender of instrument 8968743.14 in respect of Lot 11 DP 443395, CFR 590416 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 11 DP 443395, CFR 590416 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

Dated this 24 day of April 2014.

<p>Attestation</p> <p>SIGNED for and on behalf of BANK OF NEW ZEALAND by its Attorney</p> <p><i>[Signature]</i></p> <p>Suzanne Anne Hedfield</p> <p>Signature [Common seal] of Person giving consent</p>	<p>Signed in my presence by the Person giving consent</p> <p><i>[Signature]</i></p> <p>Signature of Witness</p> <p>Witness to complete in BLOCK letters (unless legibly printed):</p> <p>Witness name</p> <p>Occupation PHILLIP JAMES KALLAHAN Bank Officer</p> <p>Address Bank of New Zealand Wellington</p>
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¹ An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.



**CERTIFICATE OF NON-REVOCATION
OF POWER OF ATTORNEY**

Sharon Anne Hadfield

I, Sharon Anne Hadfield, Quality Assurance Officer of Wellington, New Zealand certify:

1. That by deed dated 12 July 2005, Bank of New Zealand, of Level 4, 80 Queen Street, Auckland, New Zealand, appointed me its attorney.
2. A copy of the deed is deposited in the North Auckland registration district of Land Information New Zealand as dealing No. 6508607.1
3. That I have not received notice of any event revoking the power of attorney.

SIGNED at Wellington this 24 APRIL 2014

Sharon Anne Hadfield

[Full name]

**ANNEXURE SCHEDULE
CONSENT FORM¹**

Land Transfer Act 1952 section 238(2)

Person giving consent <i>Sumama must be underlined</i>	Capacity and interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i>
Southland Building Society	Mortgagee under Mortgage No. 9388592.2

Consent
 Delete words in [] if inconsistent with the consent
 State full details of the matter for which consent is required


[Without prejudice to the rights and powers existing under the interest of the person giving consent,]

the Person giving consent hereby consents to:

The surrender of instrument 8968743.14 in respect of Lot 19 DP 443395, CFR 596899 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 19 DP 443395, CFR 596899 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

Dated this 6th day of December 2013

Attestation 	<p align="center">THE COMMON SEAL OF THE SOUTHLAND BUILDING SOCIETY</p> <p>Signed in my presence by the Person giving Consent was hereunto affixed by Order of the Directors in the presence of</p> <p>Signature of Witness _____</p> <p>Witness to complete in BLOCK letters (unless legibly printed):</p> <p>Witness name <u>RHOY ALEXANDER McMILLAN</u></p> <p>Occupation <u>Lending Support</u></p> <p>Address _____</p> <p align="center"><i>Michelle Debra Cosgrove</i> Michelle Debra Cosgrove Lending Support</p>
Signature [Common seal] of Person giving consent	

¹ An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

**ANNEXURE SCHEDULE
CONSENT FORM¹**

Land Transfer Act 1952 section 238(2)

<p>Person giving consent <i>Surname must be <u>underlined</u></i></p> <p>Housing New Zealand Corporation</p>	<p>Capacity and interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i></p> <p>Mortgagee under Mortgage No. 9129819.2</p>
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Consent
*Delete words in [] if inconsistent with the consent
State full details of the matter for which consent is required*


[Without prejudice to the rights and powers existing under the interest of the person giving consent.]

the Person giving consent hereby consents to:

The surrender of instrument 8968743.14 in respect of Lot 20 DP 443395, CFR 567746 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 20 DP 443395, CFR 567746 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

Dated this 27th day of November 2013

Attestation	
	<p>Signed in my presence by the Person giving consent</p> <p align="center"><u><i>[Handwritten Signature]</i></u></p> <p><i>Signature of Witness</i></p> <p><i>Witness to complete in BLOCK letters (unless legibly printed):</i></p> <p>Witness name DAN HEARN</p> <p>Occupation</p> <p>Address <u>Wellington.</u></p>
<p>Signature [Common seal] of Person giving consent</p>	

¹ An Annexure Schedule in this form may be attached to the relevant Instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

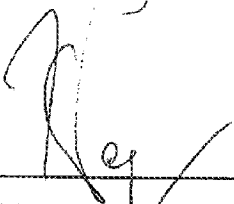
**CERTIFICATE OF NON-REVOCATION
OF POWER OF ATTORNEY**

I, KEVIN ARTHUR POWER of Wellington holding the office of Land Data Advisor – Standards and Business Improvement Team in Housing New Zealand Corporation:

HEREBY CERTIFY:

1. THAT by Deed dated 27 September 2012 each of Housing New Zealand Corporation and Housing New Zealand Limited appointed me as its attorney on the terms and subject to the conditions set out in the said Deed and the attached document is executed by me under the powers thereby conferred.
2. THAT at the date hereof I hold the position of Land Data Advisor – Standards and Business Improvement Team in Housing New Zealand Corporation.
3. THAT at the date hereof I have not received any notice of the revocation of that appointment.

SIGNED this 27th day of November 2013



By KEVIN ARTHUR POWER

**ANNEXURE SCHEDULE
CONSENT FORM¹**

Land Transfer Act 1952 section 238(2)

<p>Person giving consent <i>Surname must be underlined</i></p> <p>Southland Building Society</p>	<p>Capacity and Interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i></p> <p>Mortgagee under Mortgage No. 9129819.1</p>
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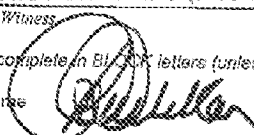

Consent
Delete words in [] if inconsistent with the consent
State full details of the matter for which consent is required

[Without prejudice to the rights and powers existing under the interest of the person giving consent,]
the Person giving consent hereby consents to:

The surrender of instrument 8968743.14 in respect of Lot 20 DP 443395, CFR 567746 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 20 DP 443395, CFR 567746 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

Dated this 6th day of December 2013

<p>Attestation</p> 	<p style="text-align: center;">THE COMMON SEAL OF THE</p> <p>Signed in my presence by the Person giving consent was hereunto affixed by Order of the Directors in the presence of</p> <p>Signature of Witness: </p> <p>Witness to complete in BL/DF letters (unless legibly printed):</p> <p>Witness name: RHOY ALEXANDER McMILLAN Lending Support</p> <p>Occupation:</p> <p>Address:  Michelle Debra Cosgrove Lending Support</p>
<p>Signature [Common seal] of Person giving consent</p>	

¹ An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

**ANNEXURE SCHEDULE
CONSENT FORM**

Land Transfer Act 1952 section 238(2)

Person giving consent <i>Surname must be underlined</i>	Capacity and interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i>
Bank of New Zealand	Mortgagee under Mortgage No. 9168336.2

Consent
*Delete words in [] if inconsistent with the consent
State full details of the matter for which consent is required*

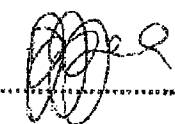
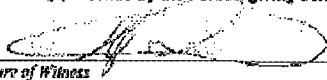
[Without prejudice to the rights and powers existing under the interest of the person giving consent,]

the Person giving consent hereby consents to:

The surrender of Instrument 8968743.14 in respect of Lot 21 DP 443395, CFR 567747 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 21 DP 443395, CFR 567747 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

Dated this 3rd day of December 2013

<p>SIGNED for and on behalf of BANK OF NEW ZEALAND by its Attorney</p> <p> Doreen Teleska</p> <p>Signature (Common seal) of Person giving consent</p>	<p>Signed in my presence by the Person giving consent</p> <p> Signature of Witness</p> <p><i>Witness to complete in BLOCK letters (unless legibly printed):</i></p> <p>Witness name</p> <p>Occupation</p> <p>Address</p> <p>HANSEN CHRISTOPHER MCHENSON BANK OFFICER BANK OF NEW ZEALAND WELLINGTON</p>
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¹ An Annexure Schedule in this form may be attached to the relevant Instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.



CERTIFICATE OF NON-REVOCATION OF POWER OF ATTORNEY

I, Doreen Toleafoa, Quality Assurance Officer of Wellington, New Zealand certify:

- 1. That by deed dated 12 July 2005, Bank of New Zealand, of Level 4, 80 Queen Street, Auckland, New Zealand, appointed me its attorney.
2. A copy of the deed is deposited in the North Auckland registration district of Land Information New Zealand as dealing No. 6508607.1
3. That I have not received notice of any event revoking the power of attorney.

SIGNED at Wellington this 3 DECEMBER 2013

[Full name] [Handwritten signature]

**ANNEXURE SCHEDULE
CONSENT FORM**

Land Transfer Act 1952 section 238(2)

Person giving consent <i>Surname must be underlined</i> Heartland Building Society	Capacity and Interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i> Mortgagee under Mortgage No. 5871423.2, 7871182.3, 7950791.3
---	--

Consent
*Delete words in [] if inconsistent with the consent
 State full details of the matter for which consent is required*

[Without prejudice to the rights and powers existing under the interest of the person giving consent,]
 the Person giving consent hereby consents to:

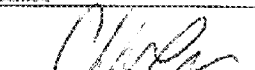

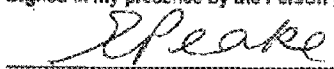
The surrender of instrument 8968743.14 in respect of Lot 22 DP 443395, CFR 567748 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 22 DP 443395, CFR 567748 of which the subject land will be both the Dominant and Servient Tenement.

The surrender of instrument 8968743.14 in respect of Lot 3, 5, 7-8, 15, DP 443395, of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 3, 5, 7-8, 15, DP 443395 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

SIGNED for and on behalf of
 HEARTLAND BANK LIMITED

Dated this 12th day of December 2013

<p>Attestation</p> <p> Craig Winston McGregor Authorised Signatory</p> <p> Kelly Anne Hutton Authorised Signatory</p>	<p>Signed in my presence by the Person giving consent</p> <p> Signature of Witness</p> <p>Witness to complete in BLOCK letters (unless legibly printed):</p> <p>Witness name</p> <p>Occupation</p> <p>Address Emma Jane Peake Christchurch</p>
<p>Signature [Common seal] of Person giving consent</p>	

* An Annexure Schedule in this form may be attached to the relevant Instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

Yours faithfully
HEARTLAND BANK LIMITED



Craig Winston McGregor
Authorised Signatory



Kelly Anne Hutton
Authorised Signatory

Certificate of Heartland Bank Limited

With effect from 31 January 2013, Heartland Building Society has been converted into a company pursuant to Part 7A of the Building Societies Act 1965. The name of that company is Heartland Bank Limited. By virtue of the conversion of Heartland Building Society into a company, the property, rights and liabilities of Heartland Building Society, including all rights in respect of the security in favour of Heartland Building Society, shall vest in Heartland Bank Limited.

We have previously provided you with a certified copy of the Certificate of Incorporation of Heartland Bank Limited issued by the Registrar of Companies.

Signed by:



Craig Winston McGregor
By authority of the Board of Directors of Heartland Bank Limited



Kelly Anne Hutton



COMPANIES OFFICE

Certificate of Incorporation

HEARTLAND BANK LIMITED

4255999

This is to certify that HEARTLAND BANK LIMITED was incorporated under the Companies Act 1993 on the 31st day of January 2013.

CERTIFIED to be a true and correct copy of the original document.
 DATED at Christchurch
 this 31st day
 of January 2013

.....
 A Solicitor of the High Court of
 New Zealand

Dean Andrew Seymour
Solicitor
Christchurch

Neille Harris



Registrar of Companies
31st day of January 2013

For further details relating to this company check
<http://www.business.govt.nz/companies/app/ui/pages/companies/#255999>
 Certificate generated 31 January 2013 09:03 AM NZDT

**ANNEXURE SCHEDULE
CONSENT FORM¹**

Land Transfer Act 1952 section 238(2)

Person giving consent <i>Surname must be underlined</i>	Capacity and Interest of Person giving consent <i>(eg. Mortgagee under Mortgage no.)</i>
Heartland Building Society	Mortgagee under Mortgage No. 7950791.3

Consent

*Delete words in [] if inconsistent with the consent
State full details of the matter for which consent is required*

[Without prejudice to the rights and powers existing under the interest of the person giving consent,]

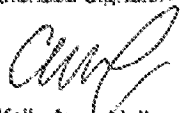
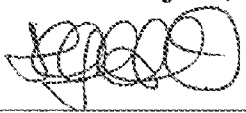

the Person giving consent hereby consents to:

The surrender of instrument 8968743.14 in respect of Lot 38 DP 443395, CFR 586248 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 38 DP 443395, CFR 586248 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

Dated this 24th day of March 2014

Attestation

Craig Winston McGregor Authorised Signatory  Kelly Anne Hutton Authorised Signatory 	Signed in my presence by the Person giving consent  <hr/> <i>Signature of Witness</i>
	Witness to complete in BLOCK letters (unless legibly printed): Witness name Occupation Address
Signature [Common seal] of Person giving consent	

¹ An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

Yours faithfully

HEARTLAND BANK LIMITED



Craig Winston McGregor
Authorised Signatory



Kelly Anne Hutton
Authorised Signatory

Certificate of Heartland Bank Limited

With effect from 31 January 2013, Heartland Building Society has been converted into a company pursuant to Part 7A of the Building Societies Act 1965. The name of that company is Heartland Bank Limited. By virtue of the conversion of Heartland Building Society into a company, the property, rights and liabilities of Heartland Building Society, including all rights in respect of the security in favour of Heartland Building Society, shall vest in Heartland Bank Limited.

We have previously provided you with a certified copy of the Certificate of Incorporation of Heartland Bank Limited issued by the Registrar of Companies.

Signed by:



Craig Winston McGregor

By authority of the Board of Directors of Heartland Bank Limited



Kelly Anne Hutton



COMPANIES OFFICE

Certificate of Incorporation

HEARTLAND BANK LIMITED

4255999

This is to certify that HEARTLAND BANK LIMITED was incorporated under the Companies Act 1993 on the 31st day of January 2013.

CERTIFIED to be a true and correct copy of the original document.
DATED at Christchurch
this 31st day
of January 2013
A Solicitor of the High Court of
New Zealand

Dean Andrew Seymour
Solicitor
Christchurch

Neville Harris



Registrar of Companies
31st day of January 2013

For further details relating to this company check
<http://www.business.govt.nz/companies/app/ui/pages/companies/4255999>
Certificate generated 31 January 2013 09:03 AM NZDT

**ANNEXURE SCHEDULE
CONSENT FORM***

Land Transfer Act 1952 section 238(2)

Person giving consent <i>Surname must be underlined</i>	Capacity and interest of Person giving consent <i>(eg. Mortgagee under Mortgage etc.)</i>
Heartland Building Society	Mortgagee under Mortgage No. 5871423.2, 7871182.3, 7950791.3

Consent
*Delete words in [] if inconsistent with the consent
 State full details of the matter for which consent is required*

[Without prejudice to the rights and powers existing under the interest of the person giving consent,]

the Person giving consent hereby consents to:

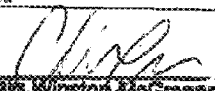


The surrender of instrument 8968743.14 in respect of Lot 22 DP 443395, CFR 567748 of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 22 DP 443395, CFR 567748 of which the subject land will be both the Dominant and Servient Tenement.

The surrender of instrument 8968743.14 in respect of Lot 3, 5, 7-8, 15, DP 443395, of which the subject land is both the Dominant and Servient Tenement and for the registration of Easement Instrument to create land covenant in respect of Lot 3, 5, 7-8, 15, DP 443395 of which the subject land will be both the Dominant and Servient Tenement.

The registration of Variation of Consent Notice 8968743.17.

SIGNED for and on behalf of
HEARTLAND BANK LIMITED

Dated this 12th day of December 2013

Attestation	
 Craig Winston McGregor Authorised Signatory	Signed in my presence by the Person giving consent  Signature of Witness
 Kelly Anne Hutton Authorised Signatory	Witness to complete in BLOCK letters (unless legibly printed): Witness name Occupation Address Emma Jane Peake Christchurch
Signature [Common seal] of Person giving consent	

* An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

Yours faithfully
HEARTLAND BANK LIMITED



Craig Winston McGregor
Authorised Signatory



Kelly Anne Hutton
Authorised Signatory

Certificate of Heartland Bank Limited

With effect from 31 January 2013, Heartland Building Society has been converted into a company pursuant to Part 7A of the Building Societies Act 1965. The name of that company is Heartland Bank Limited. By virtue of the conversion of Heartland Building Society into a company, the property, rights and liabilities of Heartland Building Society, including all rights in respect of the security in favour of Heartland Building Society, shall vest in Heartland Bank Limited.

We have previously provided you with a certified copy of the Certificate of Incorporation of Heartland Bank Limited issued by the Registrar of Companies.

Signed by:



Craig Winston McGregor

By authority of the Board of Directors of Heartland Bank Limited



Kelly Anne Hutton



COMPANIES OFFICE

Certificate of Incorporation

HEARTLAND BANK LIMITED

4255999

This is to certify that HEARTLAND BANK LIMITED was incorporated under the Companies Act 1993 on the 31st day of January 2013.

CERTIFIED to be a true and correct copy of the original document.
 DATED at Christchurch
 this 31st day
 of January 2013

.....
 A Solicitor of the High Court of
 New Zealand

Dean Andrew Seymour
Solicitor
Christchurch

Neville Harris



Registrar of Companies
31st day of January 2013

For further details relating to this company check
<http://www.business.govt.nz/companies/app/ui/pages/companies/4255999>
 Certificate generated 31 January 2013 09:03 AM NZDT