

61 Information principles

Legislation: Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012 (New Zealand)  | [View all PDF versions](#)

LEGISLATION

CURRENT VERSION (APPLIES FROM 28 JUNE 2013)

61 Information principles

- (1) When considering an application for a marine consent, the Environmental Protection Authority must—
- (a) make full use of its powers to request information from the applicant, obtain advice, and commission a review or a report; and
 - (b) base decisions on the best available information; and
 - (c) take into account any uncertainty or inadequacy in the information available.
- (2) If, in relation to making a decision under this Act, the information available is uncertain or inadequate, the EPA must favour caution and environmental protection.
- (3) If favouring caution and environmental protection means that an activity is likely to be refused, the EPA must first consider whether taking an adaptive management approach would allow the activity to be undertaken.
- (4) Subsection (3) does not limit section 63 or 64.
- (5) In this section, **best available information** means the best information that, in the particular circumstances, is available without unreasonable cost, effort, or time.