

## Proposed Overseas Investment Fees Structures and Fees

The following table outlines the proposed Overseas Investment application fee structure and fees. These will come into force on 4 July, subject to approval by Cabinet and the Executive Council.

Fees Structure (Application Type)	Current (2009) Fees	Proposed Fees (% change)
<b>Applications for Consent</b>		
Significant Business Assets (SBA) only	\$13,187	\$32,000 (143%)
Sensitive land only – section 16(1)(e)(i) applies	\$19,524	<\$1m value, fee @ \$22,500 (15.2%) >\$1m value, fee @ \$29,500 (51%)
Sensitive land only – section 16(1)(e)(ii) applies	\$19,524 Delegated \$22,489 Ministerial	<\$1m value, Delegated, fee @ \$35,500 (82%) <\$1m value, Ministerial, fee @ \$37,500 (92%)  >\$1m value, Delegated, fee @ \$41,500 (85%) >\$1m value, Ministerial, fee @ \$43,500 (93%)
Sensitive land only – section 16(1)(e)(ii) and section 16(1)(e)(iii) applies	\$19,524 Delegated \$22,489 Ministerial	<\$1m value, Delegated, fee @ \$40,500 (107%) <\$1m value, Ministerial, fee @ \$42,500 (118%)  >\$1m value, Delegated, fee @ \$47,000 (109%) >\$1m value, Ministerial, fee @ \$49,000 (118%)
Sensitive land and Significant Business Assets	\$19,524 Delegated 22,489 Ministerial	Delegated, fee @ \$52,000 (166%) Ministerial, fee @ \$54,000 (140%)
Fishing Quota	\$36,800	\$40,000 (8.7%)
<b>Applications for Exemption</b>		
Application under regulation 37 - Sensitive Land and/or Significant Business Assets	\$11,960 to 13,391	\$25,500 (101% - 90.4%)
Application under regulation 37 - Fishing Quota	\$168 (hourly rate)	\$40,000
Schedule 3 and 4 - Application for inclusion on the schedule, Annual monitoring fee.	\$9,711 to 14,822	\$560 (hourly rate)
<b>Applications to Vary Consent</b>		
Application to vary a condition by extending the time for compliance	\$11,142 to 12,573	\$13,000
All other applications to vary a consent or exemption, or a condition of a consent or exemption	\$11,142 to 12,573	\$13,000
<b>Other Services</b>		
Request for provision of information or services	\$168 (hourly rate)	\$168 (hourly rate)

**Note:** Section 16 of the Overseas Investment Act 2005 outlines the criteria for consent for overseas investments in sensitive land. Section 16(1)(e) includes the following:

**16 (1)** The criteria for an overseas investment in sensitive land are all of the following:

(e) either subparagraph (i) is met or subparagraph (ii) and (if applicable) subparagraph (iii) are met:

(i) the relevant overseas person is, or (if that person is not an individual) all the individuals with control of the relevant overseas person are, New Zealand citizens, ordinarily resident in New Zealand, or intending to reside in New Zealand indefinitely:

(ii) the overseas investment will, or is likely to, benefit New Zealand (or any part of it or group of New Zealanders), as determined by the relevant Ministers under section 17

(iii) if the relevant land includes non-urban land that, in area (either alone or together with any associated land) exceeds 5 hectares, the relevant Ministers determine that that benefit will be, or is likely to be, substantial and identifiable: