

Information required: Notification of call-in transaction (ENR)

This document sets out the information to complete the temporary emergency notification regime (ENR) webform.

Note: The temporary emergency notification regime (ENR) was replaced by the national security and public order (NSPO) notification regime on 7 June 2021. ENR now only applies to transactions entered into **before 7 June 2021**.

The transaction

You will be required to provide a high-level summary of the transaction, including the class of assets being acquired and the entities involved. Questions include:

- Investor name (legal and trading names, if any)
- Investor entity type (Individual/Company/Trust/Other)
- Primary contact person for investor, and their contact details
- Class of asset being acquired (Shares or securities/Business assets/Other)
- A summary of the transaction
- How much the investor is paying for the asset
- Who the vendor is (legal and trading names, if any)
- The planned settlement date for the transaction
- Anything relevant to the settlement date, such as whether the date is contingent on another event, is part of a staged settlement, or has not yet been finalised
- Name of the target entity and/or target business
- The percentage of the target entity or business that is being acquired
- Where the target entity or business operates in New Zealand

Investor's ownership

You will need to provide ownership details of the investor. **You will only need to complete the section for your investor type, i.e. individual, company, trust or other entity.**

Individual

How many individuals will be making the investment

Details of each person:

- Full name(s), aliases/previous names, date of birth, country of birth
- Identification document (preferably a passport) to be scanned and uploaded
- Percentage of the investment that will be owned and their relationship to the other investor(s) (if any)
- Details about whether the individual has ever held an interest in a non-New Zealand government entity, a position within a non-New Zealand government, held a position within an intelligence agency, or served in the military

Company or entity

Company or entity number

Country of incorporation

Whether at least one individual or entity will hold 10% or more ultimate ownership interest in the investment and, if so, a breakdown of ownership by percentage and country of origin including the full legal name of each owner who owns 10% or more, the ultimate ownership percentage they will hold, and their country of origin

How many directors the acquiring entity has

Details of each director:

- Full name(s), aliases/previous names, date of birth, country of birth
- Identification document (preferably a passport) to be uploaded
- Details about whether the individual has ever held an interest in a non-New Zealand government entity, a position within a non-New Zealand government, held a position within an intelligence agency, or served in the military

Trust

Type of trust, date of settlement or declaration of the trust, proper law of the trust, whether the trust is a New Zealand foreign trust

How many trustees the acquiring trust has

Details of each trustee:

- Full name(s), aliases/previous names, date of birth, country of birth
- Identification document (preferably a passport) to be uploaded
- Whether they are a professional trustee
- Details about whether the individual has ever held an interest in a non-New Zealand government entity, a position within a non-New Zealand government, held a position within an intelligence agency, or served in the military

If there are any protectors/appointors that have the power to appoint/remove trustees, appoint/remove beneficiaries, or change the proper law of the trust

How many beneficiaries the acquiring trust has

If any individual has a fixed entitlement

Details of each beneficiary:

- Full name(s), aliases/previous names, date of birth, country of birth
- Identification document (preferably a passport) to be uploaded
- Whether they are a primary or secondary beneficiary
- Details about whether the individual has ever held an interest in a non-New Zealand government entity, a position within a non-New Zealand government, held a position within an intelligence agency, or served in the military

Investor's operations

You will be required to provide details about the investor's current operations to enable us to better understand who is looking to acquire the assets. Questions include:

Which industry or industries the investor operates in

Where the investor operates

How the investment will be funded

If the investor has any existing holdings, investments or operations in New Zealand, including via any subsidiaries or associates

If yes to above, entity name, entity type, entity business activities in New Zealand and where in New Zealand the entity operates

Investment

Investment industry

You will be required to provide details of the industry in which your proposed investment operates. Questions include:

Whether the target business is a 'Strategically Important Business'.

Note: For guidance on the definition of a Strategically Important Business, see section 6 of the [Overseas Investment \(Urgent Measures\) Amendment Act 2020](#). The category descriptions below are of a general nature only. For a full legal definition, please see the [Overseas Investment Amendment Regulations 2020](#).

- Researches, develops, produces, or maintains military or dual-use technology
- Is involved in ports or airports
- Is involved in electricity generation, distribution, metering, or aggregation
- Is involved in drinking water, wastewater, or stormwater infrastructure
- Is involved in telecommunications infrastructure or services
- Is a financial institution or is involved in financial market infrastructure
- Is a media business with significant impact
- Is involved in an irrigation scheme
- Develops, produces, maintains, or otherwise has access to sensitive information

If 'Yes' to any of the above, if the target entity or business holds any contracts to supply products and/or services to any government, and the details of these contracts.

If 'No', industry or industries the asset operates in, (in New Zealand or overseas)

Operations of target business

You will be required to provide details of the target business or assets that you are intending to acquire. Questions include:

- The business activities of the target entity or business assets
- If the investor has an existing relationship with the target entity or business assets
- The value of the assets of the target entity or business
- The total revenue of the target entity or business in the last two financial years
Note: You will be required to upload the financial statements of the target entity for the past two years.
- If the target entity or business has received any funding from the New Zealand government to support the growth of the business, e.g. from Provincial Growth Fund
- If the target entity or business exports directly to customers overseas
- If this transaction involves the acquisition of an interest in land in New Zealand

Details of land interest, if any

To be provided if there is an interest in land being acquired. Provide general information including the type of interest being acquired, the street address, and the area of land.

Note: We do not require detailed information such as the records of title or full legal descriptions.