



## SECTION 2

### 3 Details of agreement(s) to which consent is being sought

Title and date of agreement(s):<sup>4</sup>


4. An executed copy of the agreement that requires consent must accompany the application. This must be a true copy and not contain any deletions. Applications for ministerial consent under section 41 of the Act must be made within 3 months of the date of the agreement. Applications must be made in accordance with the relevant regulations.

## SECTION 3

### 4 Transfer of a permit or permit interest<sup>5</sup>

Are you seeking consent to the transfer of a permit or a permit interest?

Yes Go to Section 4.

No Go to Section 5.

5. When the Minister consents to an agreement under section 41 of Act, the Minister is consenting to those transfers and dealings which the permit holder has identified in its application. The permit holder should therefore ensure that all transfers and dealings to which consent is sought are specified in this form.

## SECTION 4

If there is more than one proposed new permit holder please record their details using the additional permit holder information sheet(s).<sup>6</sup>

### 5 Proposed new permit holder details

Name of proposed new permit holder:

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Type of proposed new permit holder:<sup>7</sup>

<input type="checkbox"/> Individual	<input type="checkbox"/> NZ registered company	<input type="checkbox"/> Incorporated society
<input type="checkbox"/> Overseas company <sup>8</sup>	<input type="checkbox"/> Partnership	<input type="checkbox"/> Trust
<input type="checkbox"/> Local authority	<input type="checkbox"/> Industrial and provident society	
<input type="checkbox"/> Crown	<input type="checkbox"/> Other (please state):	

Address of registered office (if applicable):


Service address:<sup>9</sup>


Companies office number (if applicable):

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6. Available from the Crown Minerals website [www.crownminerals.govt.nz](http://www.crownminerals.govt.nz).

7. Permits can only be granted to legal entities. Trusts must provide the full name of every trustee and partnerships the full name of all partners. This information may be supplied in a separate list included with the application.

8. Please note that overseas companies carrying on business in New Zealand are required to register with the New Zealand Companies Office under section 334 of the Companies Act 1993. For further information on registration and obligations of overseas companies carrying on business in New Zealand please refer to [www.companies.govt.nz](http://www.companies.govt.nz)

9. The service address must be a physical address within New Zealand.

**6 Contact person for proposed new permit holder**

Name:

Address:

Email address:

Contact telephone:

Fax number:

**7 Proposed new permit holdings**

Permit number(s)

Permit holder(s) and interest held (%)

**8 Statement of reasons why the Minister should consent to the transfer<sup>10</sup>**

10. In considering applications which will result in a new permit holder, the Minister will ordinarily consider (among other things):

- (a) the financial and technical capability of the proposed new permit holder to comply with the conditions of, and give proper effect to, the permit;
- (b) other operations or mining activities both in New Zealand and internationally that the proposed new permit holder has been involved with to the extent that these activities impact on the proposed new permit holder's ability to comply with the conditions of the permit; and
- (c) whether the proposed new permit holder (or related companies) has complied with work programme conditions, the lodgement of data and the payment of fees associated with previously held permits or licences.

The statement of reasons should address these matters. Applicants will also need to submit with the application current information about the financial resources and technical qualifications of any proposed new permit holder or refer to information already supplied, provided that information is still accurate.

## SECTION 5

### 9 Permit dealings<sup>11</sup>

Are you seeking consent to otherwise deal with a permit?

Yes Go to Section 6.  No Go to Section 7.

11. For the purposes of this application form, to "otherwise deal with a permit" has the same meaning as that set out in the relevant regulations. The permit holder should ensure that all dealings to which consent is sought are specified in this form.

## SECTION 6

### 10 Description of dealings

Does the agreement create any interest in or affecting any existing or future permit (other than by a transfer or lease of a permit)?

Yes  No

Description of dealing(s):<sup>12</sup>

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Does the agreement transfer or otherwise deal, either directly or indirectly, with any interest in or affecting any existing or future permit (other than by transfer or lease of a permit)?

Yes  No

Description of dealing(s):<sup>12</sup>

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Does the agreement impose any obligation on the permit holder which relates to or affects the production of minerals/coal/petroleum from the land to which the permit relates or the proceeds of such production (other than by transfer or lease of a permit)?

Yes  No

Description of dealing(s):<sup>12</sup>

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12. Explain how you believe the agreement triggers section 41.

### 11 Statement of reasons why the Minister should consent to the dealing(s) described above.<sup>13</sup>

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13. In considering applications to otherwise deal with a permit, the Minister ordinarily looks to satisfy himself/herself that, among other things, the agreement will not negatively affect:

- (a) the operations of the permit (bearing in mind the duty of the permit holder to comply with the conditions of, and give proper effect to, the permit); or
- (b) the royalties that will be paid to the Crown by the permit holder (e.g. is production being sold for less than an arms length price or includes costs that are non-allowable for purposes of calculating royalties).

The statement of reasons should address these matters. For agreements that contemplate the transfer of a permit or an interest in a permit at some time in the future (such as a farm-in agreement), permit holders should also provide the information and address those matters referred to under footnote 10.



**16 Authorised signature(s)**

All applications must be signed in accordance with the relevant regulations.

By signing the application, the permit holder warrants that the information provided in the application is true and correct. Where the permit holder is a company, partnership, society, trust or other legal entity, the application must be signed in accordance with the relevant legislative requirements, constitution, or rules by a person or agent with the requisite authority.

Where the application is signed by an agent, or on behalf of a permit holder, a copy of the requisite authorisation must be included with the application.

Authorised signature(s):		
Print name:		
Position of signatory:		
Company:		
Date:		
Authorised signature(s):		
Print name:		
Position of signatory:		
Company:		
Date:		
Authorised signature(s):		
Print name:		
Position of signatory:		
Company:		
Date:		
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Print name:		
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Company:		
Date:		
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Print name:		
Position of signatory:		
Company:		
Date:		

This completed form should be forwarded to the Ministry of Economic Development, Crown Minerals, PO Box 1473, Wellington 6140.  
 Telephone: 0508 263 782, Facsimile: +64 4 471 0187  
 Email: crown.minerals@med.govt.nz  
 Website: www.crownminerals.govt.nz

