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## Decision Summary

### Case: 200920040

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<b>Decision</b>	Consent granted Section 12(a) Overseas Investment Act 2005
<b>Decision Date</b>	16 September 2009
<b>Investment</b>	An overseas investment in sensitive land, being the Applicant's acquisition of a freehold interest in 30.5000 hectares of land at Shell Back Rd, near Blackball, West Coast.
<b>Consideration</b>	\$393,750
<b>Applicant</b>	<b>Luc Bohyn</b> Belgium (100.0%)
<b>Vendor</b>	<b>Trevor Johnston and Gail McLean Johnston</b> New Zealand (100.0%)
<b>Background</b>	<p>The purpose of acquiring the Property is to establish a kiwi crèche for the protection of the great spotted kiwi in a predator free and natural environment. This involves the construction of a special predator proof fence within an area of approximately 13.5 hectares of the Property. The Applicant is working with the Paparoa Wildlife Trust (PWT) a charitable conservation organisation that was formed primarily to establish and maintain recovery programmes for the great spotted kiwi and blue duck on the West Coast. PWT works closely with the Department of Conservation in fulfilling its objectives. PWT will lease the kiwi crèche land from the Applicant to enable it to carry out its main objective of protecting the great spotted kiwi.</p> <p>The overseas investment transaction has satisfied the criteria in section 16 of the Overseas Investment Act 2005. The 'substantial and identifiable benefit to New Zealand' criteria were satisfied by particular reference to the following factors:</p> <ul style="list-style-type: none"><li>• Overseas Investment Act 2005<ul style="list-style-type: none"><li>– 17(2)(a)(i) – Creation/Retention of jobs</li><li>– 17(2)(a)(v) – Additional investment for development purposes</li><li>– 17(2)(b) – Indigenous Vegetation/Fauna</li><li>– 17(2)(c) – Trout, salmon, wildlife and game</li></ul></li><li>• Overseas Investment Regulations 2005<ul style="list-style-type: none"><li>– 28(a) – Consequential Benefits</li></ul></li></ul>
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