



Application for consent to buy a home in New Zealand to live in Residential land only

Use this form if:

- » **you wish to buy or build a home in New Zealand on residential land (that is not otherwise sensitive), and**
 - Residential land is sensitive land with a property category of 'residential' or 'lifestyle'. Check the property category of the land you wish to purchase at www.qv.co.nz.
 - Residential land can be otherwise sensitive, for example rural land (including lifestyle blocks) larger than 5 hectares, and some coastal land. Sensitive land is defined in Part 1 of Schedule 1 of the Overseas Investment Act 2005. You need to fill in a different application form if you wish to buy residential land that is otherwise sensitive.
 - It is an offence to buy land that is sensitive for another reason without the right consent, and you may be fined or receive a penalty. You should seek legal advice if you are in any doubt about the type of land you wish to buy.
- » **you have a New Zealand residence class visa, or are a permanent resident of Australia or Singapore, and**
- » **you are not ordinarily resident in New Zealand, and**
 - You are ordinarily resident in New Zealand if you have been living in New Zealand for at least 12 months, have been present in New Zealand for at least 183 days of those 12 months, hold a New Zealand residence class visa (or are a citizen or permanent resident of Australia or Singapore), and are a New Zealand tax resident.
- » **the home will be bought in your name, or the name of you and other people, and**
- » **you will live in the house as your main home.**

What you need to submit this application:

- Check you are eligible for consent here: <https://www.newzealandnow.govt.nz/living-in-nz/housing/buying-building>.
- Evidence that each applicant has a New Zealand residence class visa or is a permanent resident of Australia or Singapore.
- A colour copy of the identity page of each applicant's passport.
- The correct application fee.
- Someone who is authorised to witness statutory declarations.

How to submit your application

Go to www.oio.linz.govt.nz/one-home-to-live-submission to submit your application. You will need to upload this form and any other documents.

Application fee and payment

The fee for this application is NZD \$2,040.00 including GST.

The fee can be paid by credit card when you submit your application, or you can choose to pay the fee by invoice after submitting the application.

We will start to process your application when we receive all the information we need, and the full and correct application fee. Our standard processing timeframe is up to 10 working days.



How to contact us

New Zealand: 0800 665 463

Overseas: +64 7 974 5595

E-mail: oio-residential@linz.govt.nz

Website: www.linz.govt.nz/oio

How to complete this application form

Use this guide section to help you fill in the form. The numbers in this guide match each step in the form.

1. Who will own the home?

Applicants

Give details for each person who will share in the ownership of the home.

If more than two people will own the home, reprint page 5 as often as you need to give us the details of these people.

If you are buying the home with someone else and it is relationship property (that is, you are living in a de facto, civil union or marriage relationship with a person who will be an owner), you only need to give us details for one of the two of you.

Full New Zealand address

You must have a New Zealand postal or street address where we can send correspondence and legal documents. This can be the address of an agent (someone who is advising you or acting on your behalf for this application), and can be the same address for all people signing this form.

2. Who is your point of contact?

This is the person we will contact in relation to your application.

3. The home you wish to buy or build

You can apply for consent even if you have not found a home to buy. If you are given consent, you can buy one home to live in, and it must be on land that is residential land only and not sensitive for any other reason.

Sensitive land is defined in Part 1 of Schedule 1 of the Overseas Investment Act 2005, as explained here: www.linz.govt.nz/oio/sensitive.

4. Do you already own property in New Zealand?

If you bought property in New Zealand to live in on or after 22 October 2018, you will have to sell that property before buying another property to live in.

If you bought property in New Zealand before the new law came into force on 22 October 2018, you can keep it, but you must live in the home you are now applying to buy.

Give details of all property owned in New Zealand for all people who will share in the ownership of the home.

If you own more than one property, reprint page 6 as often as you need to give us the details of each property.

5. Agreement and Statutory Declaration

Agree you are committed to living in New Zealand

To buy a home in New Zealand, you need to be committed to living here. You can only buy one home that you will live in as your main home. Each of the people who will own the home must sign this agreement, which is a statutory

declaration, in the presence of an authorised person. By doing so, you each agree to all of the following:

- you are committed to living in New Zealand; and
- you have read, understood, and accepted the privacy notice on the last page of this form; and
- all of the information in the application is true and correct.

If more than two people will own the home, reprint page 8 as often as you need and have the witness sign any separate sheets.

If you are buying the home with someone else and it is relationship property (that is, you are living in a de facto, civil union or marriage relationship with a person who will be an owner), only the applicant needs to provide the statutory declaration.

You may be required to sell the home if you no longer hold a residence class visa, and are not present in New Zealand for at least 183 days in every 12-month period, beginning on the date of consent.

How to make sure your statutory declaration is valid

Each signature on the statutory declaration must be made in front of an authorised person. The authorised person will witness your signature and sign the form to confirm that your signature was made in front of them.

Authorised witnesses in New Zealand

An authorised person in New Zealand who can witness your signature includes any lawyer, notary public, Justice of the Peace, or court registrar.

Authorised witnesses in other countries

In a Commonwealth country, an authorised person includes a notary public, Justice of the Peace, New Zealand lawyer, and anyone else who can take an oath in that country. You can also have your declaration witnessed at a Commonwealth Embassy or High Commission. An authorised person in all other countries includes notaries public and New Zealand lawyers. You can also have your declaration witnessed at a Commonwealth Embassy or High Commission.

No one can sign for you

No one else can sign the statutory declaration for you. When you sign, you agree that everything in the application is true and correct, whether or not someone else filled out part of the form for you.

Further information

You can find out more about how to make a statutory declaration here: <https://www.govt.nz/browse/law-crime-and-justice/making-a-statutory-declaration>.

Privacy notice

We collect information to decide whether you are eligible, and to monitor

Land Information New Zealand collects information about you on this form to:

- decide whether you are eligible for Overseas Investment Office consent to invest in sensitive land in New Zealand, and
- monitor that conditions are met if we grant consent.

We are authorised to collect this information under the Overseas Investment Act 2005.

We can share your information for some purposes

We may share information about you as part of:

- Administering, monitoring and enforcing the Overseas Investment Act 2005.
- Meeting information-sharing agreements we have with some New Zealand government agencies. For example, we share information with the Ministry of Business, Innovation and Employment and the Department of Internal Affairs to verify passport and visa information and travel movements, and to monitor whether a person has become a New Zealand citizen.
- Sharing information to maintain the law, such as volunteering information to Inland Revenue, NZ Police, the Ministry of Business, Innovation and Employment, the Serious Fraud Office, and other law enforcement agencies.

Applications for consent that you submit to the Overseas Investment Office are a public record. However, the Official Information Act 1982 and the Privacy Act 1993 have provisions that allow us to withhold information contained in an application. More information about the privacy and confidentiality of the information contained in an application can be found at <https://www.linz.govt.nz/overseas-investment/applying-for-consent-purchase-new-zealand-assets/preparing-your-application-oio/privacy-and-confidentiality-application-information>.

We keep your information secure

All relevant information about you is collected in line with the Overseas Investment Act 2005 and Privacy Act 1993 and is held securely by Land Information New Zealand. Under the Privacy Act 1993, you may request this personal information and ask for any errors to be corrected.

You do not have to provide all the information requested in this form, but not doing so may make it difficult to process your request under the Overseas Investment Act 2005. Please contact oio-residential@linz.govt.nz if you have any questions or concerns about the information in this form.



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1. Who will own the home?

Applicant 1

Name

First names

Family name

Other names the person is known by

Date of birth

Which of the following applies?

I have a New Zealand residence class visa

I am a permanent resident of Australia or Singapore



What is the name of your residence class visa?

What is the residence visa start date?

Full New Zealand address

E-mail

Home phone

Mobile phone

Applicant 2

Name

First names

Family name

Other names the person is known by

Date of birth

Which of the following applies?

I have a New Zealand residence class visa

I am a permanent resident of Australia or Singapore



What is the name of your residence class visa?

What is the residence visa start date?

Full New Zealand address

E-mail

Home phone

Mobile phone

2. Who is your point of contact?

Name of contact person

Details of the contact person, if they are someone other than the people named in this application:

E-mail

Home phone

Mobile phone

3. The home you wish to buy or build

Have you already found a home or land to buy?

Yes No
If no, go to question 4

↓

Property or land address

Settlement date (if known)

Are you buying bare land to build a home on?

Yes No

Record of title number (if known)

4. Do you already own property in New Zealand?

Address

When did you buy the property?

Record of title number (if known)

Previous Overseas Investment Office case number (if relevant)



5. Agreement and Statutory Declaration

Applicant 1

I (write your full name)

of (write the address where you live)

(write your occupation – e.g. teacher, engineer, unemployed)

solemnly and sincerely declare that:

- I intend to be in New Zealand for at least 183 days in every 12-month period beginning on the date I am given consent until I become a New Zealand citizen, or ordinarily resident in New Zealand.
- I intend to become/I am a tax resident in New Zealand, and I intend to remain a tax resident until I become a New Zealand citizen, or ordinarily resident in New Zealand.
- I have read, understood, and accept the privacy notice on page 3.
- All of the information in this application is true and correct.

I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Act 1957.

Do not complete the following section until you are with the person witnessing your declaration.

Sign your declaration in front of an authorised witness

DECLARANT SIGN HERE

! **WARNING** - This is a legal declaration and it is a crime to make a false declaration or provide misleading information.

Declared at (place – e.g. town or city)

Date

DD

MM

YYYY

Before me (name and title of authorised witness)

Official stamp

Signature

Applicant 2

I (write your full name)

of (write the address where you live)

(write your occupation – e.g. teacher, engineer, unemployed)

solemnly and sincerely declare that:

- I intend to be in New Zealand for at least 183 days in every 12-month period beginning on the date I am given consent until I become a New Zealand citizen, or ordinarily resident in New Zealand.
- I intend to become/I am a tax resident in New Zealand, and I intend to remain a tax resident until I become a New Zealand citizen, or ordinarily resident in New Zealand.
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