

Role of LINZ

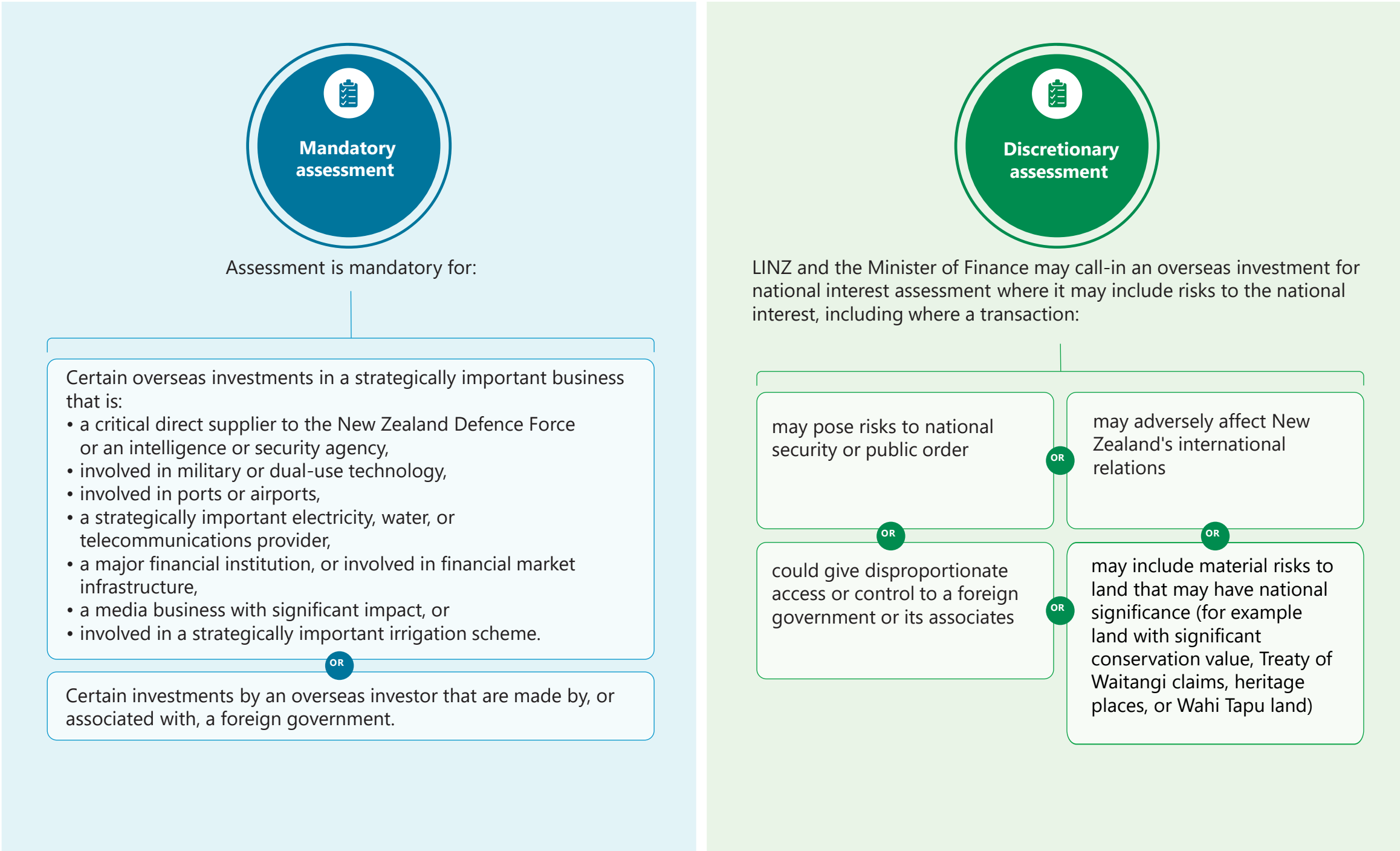
Toitū Te Whenua (Land Information New Zealand), regulates overseas investment in New Zealand’s sensitive land, significant business assets, and fishing quota. LINZ assesses applications for consent and notifications of investment under the Overseas Investment Act 2005. It also monitors and enforces compliance with the Act.

National interest assessments

National interest assessments allow the Minister of Finance to consider whether proposed overseas investments that require consent are contrary to New Zealand’s national interest. The assessment is a backstop. The starting point is that overseas investment is in New Zealand’s interest.

Investments requiring national interest assessment

Overseas investments in significant business assets (more than \$100m), sensitive land, and fishing quota may be subject to national interest assessment in specific circumstances.



Relevant factors:

The Minister of Finance has broad discretion to decide whether an investment is contrary to national interest and can consider a range of factors including:

- national security, public order, and international relations,
- market structure,
- economic and social impact,
- alignment with New Zealand’s values and interests,
- the character of the investors, or
- overseas government involvement.

If the Minister considers an investment is contrary to the national interest, consent can be declined. The Minister can impose conditions on any consent granted. Risk mitigation action is only taken where necessary to protect New Zealand’s interests.

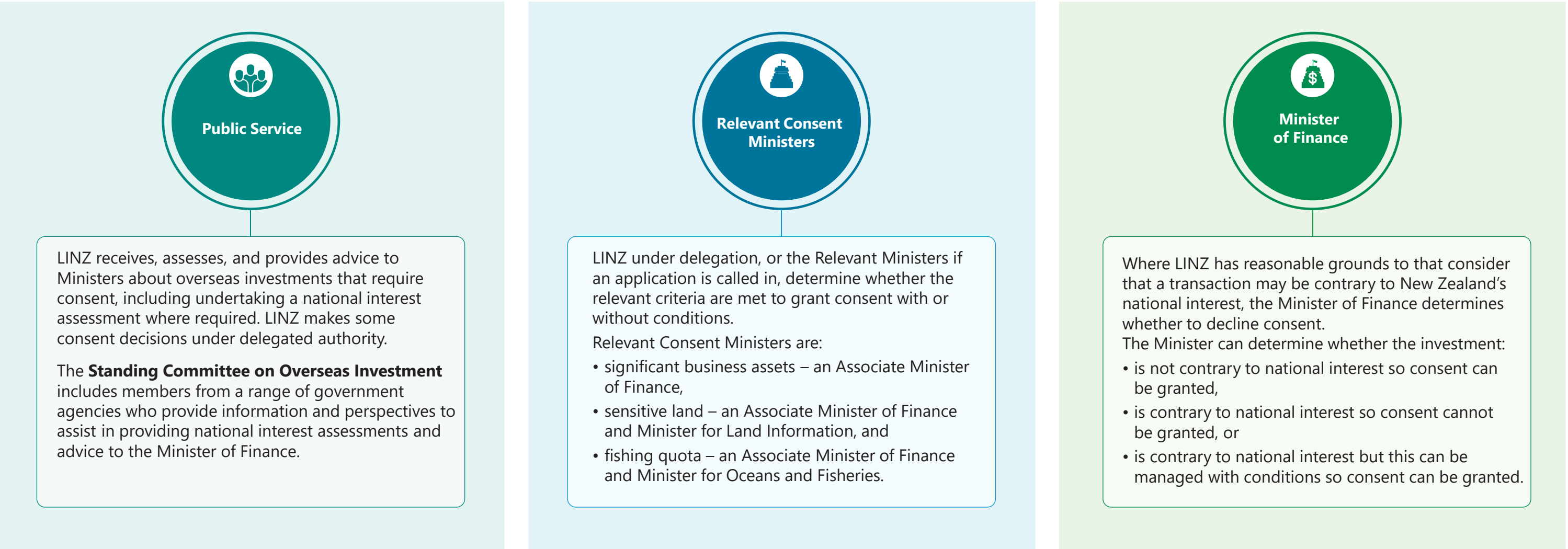
Further information

More information on the overseas investment regime and national interest assessment are available on the overseas investment pages of the Toitū TeWhenua website: linz.govt.nz/overseas-investment.

The Overseas Investment Act 2005 and Overseas Investment Regulations 2005 are available on the New Zealand legislation website: legislation.govt.nz.

More information on New Zealand’s foreign investment policy and national interest guidance is available on the Treasury website: treasury.govt.nz.

Roles in national interest assessment process



National interest assessment process

The Act prescribes a three stage process: Stage one: risk identification; Stage two: risk assessment; Stage three: Ministerial decision making. The general process for national interest assessments is:

