

Our Ref DOIA 23-156
Your Ref Overseas Investment enforcement cases

11 July 2023

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Dear Lane

Response to your official information request – Tranche 1 release

I refer to our previous letter of 2 May 2023, regarding your request for information on all investigations where the OIO has taken enforcement action since May 2021. You asked for our internal investigation report (or equivalent internal document) to provide you with the context for each case. You also subsequently requested hearing dates for cases we currently have with Crown Solicitors, and we agreed to provide them as they are confirmed.

Given the wide-ranging scope of your request, and the need to consult with all parties concerned, we will continue to release the information in tranches as we complete the consultations.

Hearing date

We now have a penalty hearing scheduled in the Hamilton High Court on 22 August 2023 in the matter of *The Chief Executive of Land Information New Zealand v Trinity Green Estate Partnership CIV-2022-419-000210*.

Main internal document for the following cases

I **enclose** our retrospective penalty memorandums for the following cases that required retrospective consent following our initial investigations:

- GVJ Construction Limited
- Shanghai CRED Real Estate Development Co. Limited
- KSF Fund No. One Pty Limited
- BUPA Retirement Villages Limited

It was necessary to withhold some information on the following grounds under the Official Information Act 1982:

- S9(2)(a) – personal privacy
- S9(2)(b)(ii) – commercial sensitivity
- S9(2)(ba)(i) – information subject to an obligation of confidence

It was also necessary to correct a small passage in one of the reports (by way of deletion) under the Privacy Act 2020 in accordance with Information Privacy Principle 7 as it was inaccurate and/or misleading.

Please use the updated name, GVJ Construction Limited, when referring to this company

Please note that one report relates to Cambridge Homes NZ Limited, which has subsequently changed its name to GVJ Construction Limited. This was necessary to avoid confusion with another company in the market with a similar name.

We therefore ask that any reference you make to this company uses the new name GVJ Construction Limited to avoid causing any confusion with, and potential detriment to, the other similarly named company.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Please note, this response letter outlining our decision on your request and any attached documentation may be published on the Toitū Te Whenua Land Information New Zealand's website.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Simon Pope', written in a cursive style.

Simon Pope
Manager Enforcement, Overseas Investment