

Our Ref DOIA 22-202

Your Ref Decision re Ampol purchase of Z Energy

23 May 2022

[s 9(2)(a)]

Newroom Pro

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Dear [s 9(2)(a)]

Response to your official information request

Thank you for your official information request received on 28 April 2022 for “a copy of all submissions/filings and the full decision in case 202100582 – an application by Ampol to buy Z Energy.”

Your request could involve a substantial amount of documentation. We have limited the documentation to:

- The Overseas Investment Office (OIO) Assessment Report to Ministers which sets out details of:
 - Ampol Limited’s application and claimed benefits resulting from the acquisition of Z Energy;
 - The OIO’s assessment of the application and the claimed benefits;
 - The Ministers’ decision on the application setting out the consent granted and the conditions imposed on the consent.
- The National Interest Assessment Report to the Minister of Finance.

These documents will provide you with an in-depth overview of the application and the OIO’s and Ministers’ assessment of the application in reaching their decisions.

Obviously, once you have had the chance to review these documents, you would be welcome to request any additional documentation that you may wish to receive.

Some of the information you have requested is enclosed. However, information relating to:

- a. The commercial details of the investment and the investor and other parties has been refused under section 9(2)(b)(ii) of the Official Information Act 1982 ("**Act**") as release would unreasonably prejudice commercial position; and
- b. risks and analysis of those risks has been refused under section 6(a) of the Act as the release would likely prejudice the security or defence of New Zealand.

We are of the view that the withholding of the information is not outweighed by other considerations which render it desirable in the public interest to make that information available.

If you wish to discuss this decision with us, please feel free to contact the Overseas Investment Office at oio@linz.govt.nz.

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, **with your personal details withheld**, and any attached documentation will be published on the Toitū Te Whenua Land Information New Zealand's website. This is likely to be published before 30 June 2022.

Yours sincerely



Daniel White

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Overseas Investment Office