



One Billion Trees Fund

Stage 1 Application for Funding

This form is your application for funding under the One Billion Trees Fund.

The One Billion Trees Fund (the Fund) is provided for sustainable land-use change, either directly through tree planting, or indirectly through activities that achieve a wider range of social, cultural, environmental and economic benefits, such as training tree planters.

All non-Crown organisations can apply, including private landowners, councils, iwi, and non-governmental organisations.

How to complete this form

All applicants must complete [Section 1](#).

Complete [Section 2](#) if your proposal is to plant trees and/or facilitate reversion.

Complete [Section 3](#) if your proposal includes any other activity. The information you give us will help us understand what funding you are eligible for. We may ask you to provide a more detailed business case once we have reviewed your application.

Need help? Refer to the website or One Billion Trees Programme booklet or contact us

Our website and booklet can provide you with information about the grants available and further information. If you have other questions, contact us at 1bt@mpi.govt.nz or call 0800 00 83 33.

If you would like help developing your application or proposal, get in touch at 1bt@mpi.govt.nz or call 0800 00 83 33.

Submitting your application

Email your completed application to 1bt@mpi.govt.nz with the name of your project as the subject heading. If you do not have email, you can post your application to One Billion Trees Fund, Te Uru Rākau, PO Box 2526, Wellington 6140.

By submitting your application, you are agreeing to the Terms and Conditions for applying for One Billion Trees Fund investment, which can be found in Appendix 1.

What happens after submitting this form?

If you're:

- Applying only for a grant to plant trees and/or facilitate reversion, this is your complete application.
- Proposing something broader than tree planting, and your project has funding potential, we will get in touch with you to discuss further. We may ask you to provide further information including a more detailed business case.

Terms and conditions

Te Uru Rākau designs, administers and monitors the One Billion Trees Fund, in consultation with other government agencies. We reserve the right to run a credit check on any applicant. By submitting your application, you're agreeing to these terms and those laid out in the Terms and Conditions in Appendix



Section 1: Applicant information

Who completes this section? All applicants must complete this section.

1.1. Complete this table:

Applicant/organisation name	George James Jones & Mary Lou Jones
Briefly describe the main role / activity of the applicant / organisation	Landowner/farmer
Name of primary contact	Mr George Jeffrey Jones
Position/role	Landowner/farmer
Email	gjjones@farming.com
Phone(s)	04 123456
Postal address (for correspondence)	9876 Smith Road RD 2 Smithtown 1234
Physical address of organisation/business or legal landowner/lessee (if different from above)	As above
Company/trust registration number (see guidelines):	123456
GST number:	012-345-678

1.2. Briefly describe the project for which you are applying for funding:

Planting Pine and Manuka on an area of my farm and some land I have just purchased

1.3. Where will the project be based? Tick as many regions as apply.

<input checked="" type="checkbox"/>	Region	<input checked="" type="checkbox"/>	Region
<input type="checkbox"/>	Northland	<input type="checkbox"/>	Tasman
<input type="checkbox"/>	Auckland	<input type="checkbox"/>	Nelson
<input type="checkbox"/>	Gisborne	<input type="checkbox"/>	Marlborough
<input type="checkbox"/>	Waikato	<input type="checkbox"/>	West Coast
<input type="checkbox"/>	Bay of Plenty	<input type="checkbox"/>	Canterbury
<input type="checkbox"/>	Hawke's Bay	<input type="checkbox"/>	Otago
<input checked="" type="checkbox"/>	Taranaki	<input type="checkbox"/>	Southland
<input type="checkbox"/>	Manawatū-Whanganui	<input type="checkbox"/>	Nationwide
<input type="checkbox"/>	Wellington	<input type="checkbox"/>	Other (specify):

1.4. Are there any other partners involved in this project (e.g. industry bodies, local councils, research groups etc.)?

Y N

If yes, provide details:

We have a farm plan developed with Taranaki Regional Council and are part of a local catchment restoration group.



1.5. Have any other funding options been discussed for this project with any central or local government agency?

Y N

If yes, provide details:

1.6. Have you previously received funding for this project from any central or local government agency?

Y N

If yes, provide details of when the funding was received, which fund it was from, and the amount received:

1.7. Is there any other information that may be relevant to whether this project is eligible to receive government funding?

Y N

If yes, provide details:

I have a Farm Plan with my local council and this shows support for my proposed planting plan.

Section 2: Tree Planting Grants

Complete this section if your project involves tree planting and/or reversion. All other applicants, mark N/A then skip to Section 3.

Refer to the guidelines for examples and instructions to help you complete this.

2.1. What is the total area you want to plant in hectares (ha)?

19.05 ha

2.2. Is someone acting on your behalf for this application (for example, a relationship manager or forest agent)?

Y N

If yes, provide details:

Agent name	Jim Bloggs
Agent company	J Bloggs Forestry Consultants Ltd
Email	j.bloggs@contracting.com
Phone	0987654321
Is this person the primary contact for this application?	<input type="checkbox"/> Y/ <input type="checkbox"/> N (If no, provide the name of the primary contact)

2.3. Landholding legal status – tick the one that applies.

<input checked="" type="checkbox"/>	Legal status	Documentation to provide with application
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<input checked="" type="checkbox"/>	Freehold land	Evidence of land title
<input type="checkbox"/>	Māori freehold land	Māori Land Court documentation listing you as the landowner
<input type="checkbox"/>	Leasehold land (where the lease clearly includes a forestry right)	A copy of the lease and any variations. Lease must be for a term of at least 10 years.
<input type="checkbox"/>	Forestry rights	Certificate of Title numbers(s)
<input type="checkbox"/>	Other (provide details):	

2.4. Do you have any evidence that your tree planting or reversion is a suitable land use? For example, a farm environment plan, planting plan, or afforestation design plan (or similar) and/or evidence of council support for the application? If yes, enclose a copy with your application.

<input type="checkbox"/> Y	<input type="checkbox"/> N
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2.5. Property details (if more than one location, include details for each property).

Property name (if applicable)
Jones Station
Certificate of title number (CT number)
WN 21B/28
Legal description of property (as on certificate of title e.g. Lot2 DP 304201)
Lot 1 Deposited Plan 52637
Address of property to be planted
9876 Smith Road RD 2 Smithtown 1234
Who is the legal owner of this land?
George James Jones & Mary Lou Jones
Who has signing authority for decisions made about this land (if different from above)?
As above

2.6. Site description (if more than one location, include details for each property).

Altitude
300–380 m (Blocks 1 & 2) 400–520 m (Blocks 3, 4 & 5) Manga Manga Blocks
Annual rainfall
1200 mm (all blocks)
Current vegetation (What is currently growing on the site you want to plant? Attach clear photos with captions outlining their location on the map, orientation and date taken.)
Blocks 1 & 2 Pasture with approximately 1 hectare of mixed natives in the northern centre of blocks – see plan, this area has been excluded from the application. Blocks 3, 4 & 5 Broom, bracken, blackberry, matagouri, with rough pasture grasses in places. Some scattered small areas of old kanuka have been excluded from the blocks.
Description of topography
Blocks 1 & 2 Moderate to steep Class 6 hill country land, with one or two slips. Block 3, 4 & 5 Steep Class 6 hill country land with some minor surface erosion
Description of the landscape, e.g. north-facing ridge



Blocks 1 & 2 face north-east
Block 3 faces south-east, Blocks 4 & 5 face south

2.7. Site condition

Is there any erosion present on the land to be planted? Y/N. If yes, provide a brief description and attach photos. (You may be eligible for top-up funding; see the website or One Billion Trees Programme booklet for more information.)	The erosion is mostly small scale surface slip erosion, with some earthflow movement so all blocks would benefit from tree cover. Photos are attached
What fencing is in place in the areas to be planted? Attach photos.	Blocks 1 & 2 lie within existing fence lines that are in good condition. No new fences or repairs are required. The overall area in which Blocks 3, 4 & 5 are contained is fenced. The pasture block adjoining the southern boundary of the proposed planting blocks is fenced. No new fences or repairs are required
What feral animals are present in the area (e.g. deer, goats, pigs)?	Blocks 1 & 2 Occasionally wild red deer and pigs are seen. There are low levels of rabbits and hares. No goats. Blocks 3,4,& 5 Occasionally wild red deer and pigs are seen along with low levels of hares, rabbits and possum
What weedy plant species exist on the site or surrounding areas?	Broom, bracken, blackberry, matagouri in Blocks 3-5

2.8. Is this application conditional to anything (e.g. sale of land, council consent, access, fencing etc.)?

Y N

If yes, provide details, including when the condition/s will be met:

For Blocks 3, 4 & 5 (Manga Manga Blocks)

A conditional completion date for the purchase is expected to be 31st July 2019

2.9. Species plan – outline the different blocks/stands that you are requesting funding for. If you are interested in registering any blocks in the Emissions Trading Scheme (ETS) in the future, indicate this in the second column. For more information on the ETS, visit <https://www.mfe.govt.nz/ets>

Block/Stand	Enter into ETS? Y/N	Estimated area (ha) to be planted	What species will be planted? Note one species per block/stand.	Planted stocking rate (stems per ha). We can discuss this with you during the process.	In what year(s) will the planting/activity take place?	If planting this season have you checked seedling availability? Y/N
1	Y	3.8	Pinus Radiata	1000	2019	Y
2	Y	4.8	Manuka	1111	2019	Y
3	Y	3.19	Pinus Radiata	1000	2019	Y



4	Y	5.29	Pinus Radiata	1000	2020	
5	Y	1.97	Pinus Radiata	1000	2020	
Total Proposed		19.05				

2.10. Management Plan – complete one plan for each type of planting treatment (e.g. Block 1 Radiata pine; Block 2 Mānuka). If you have multiple blocks / stands, please fill out a separate Management Plan for each.

Block/stand ID
1 – Pinus radiata
Pre-planting plan (e.g. land preparation)
The block will be heavily stock grazed before planting to reduce grass competition. Experienced contractors will be used for all operations.
Planting plan
An experienced planting crew will be engaged to plant the area in June/July 2019.
Post-planting plan
Post-plant release spray planned for Nov 2019
Fencing Plan
See site description- existing fences in place
Pest control plan (weed and animal)
Monthly pest control undertaken for deer, rabbits and hares

Block/stand ID
2 – Manuka
Pre-planting plan (e.g. land preparation)
The blocks will be heavily stock grazed prior to planting. Experienced contractors will be used for all operations.
Planting plan
Experienced contractors will be used for all operations.
Post-planting plan
Monitor the site, post plant release sprays will be carried out as necessary – depending on the level of competition from grasses.
Fencing Plan



See site description- existing fences in place
Pest control plan (weed and animal)
Monthly pest control undertaken for deer, rabbits and hares
Block/stand ID
3,4,5 – Pinus radiata (Manga Manga Blocks)
Pre-planting plan (e.g. land preparation)
Aerial (helicopter) desiccation spray (Metsulfuron/Glyphosate/organic Silicone) of the woody weeds November/December 2019. Prior to planting, the blocks will be inspected and line cutting carried out in discrete areas where sprayed taller brush weed occurs to allow the planting crew easier access and ensure the area is fully stocked.
Planting plan
An experienced planting crew will be engaged to plant the area in June/July 2020.
Post-planting plan
Post-plant release spray planned for Nov 2020. Ongoing monitoring for woody weeds with additional releasing as required.
Fencing Plan
See site description- existing fences in place
Pest control plan (weed and animal)
Planting to be checked monthly, with pest control frequency increased if necessary.



2.1. Do you intend to harvest/clear the planting?

<u>Y</u>	<u>N</u>
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If yes, give the estimated year when the trees will be harvested or cleared:

Only the radiata pine – from 2045

FOR REVERSION AND PLANTING INDIGENOUS SPECIES ONLY

Reversion is when an area of land is allocated to revert back to its natural state, either by being left or through supplementary indigenous planting. For this, and for planting indigenous forest, you may be eligible for up to \$500 per hectare for additional funding for the actual and reasonable fencing costs.

2.2. Do you need new fencing to protect your planting (reversion and planting indigenous species only) and would you like assistance with fencing?

<u>Y</u>	<u>N</u>
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If yes, provide the following information, and add 'fencing' to the top-up categories row in the table at 2.14.

Required fence type	
Required lineal meterage of fencing	
Cost per metre for the required fencing	



FOR ALL GRANT APPLICATIONS

2.3. Which tree planting grant category/ies are you applying for? Fill in as many rows as apply. See the website or the One Billion Trees Programme booklet for definitions of categories.

✓	Category	Base rate	Total ha	Total requested (\$)
	Reversion	\$1,000/ha		
	Mānuka/kānuka	\$1,800/ha	4.8	\$8640
	Indigenous species (other)	\$4,000/ha		
	Radiata pine	\$1,500/ha	14.25	\$21,375
	All other exotic species	\$1,500/ha		
	TOTAL			\$30,015.00

2.4. Are you applying for any top-up funding? Fill in as many rows as apply.

Top-up funding may be available for some planting projects at Te Uru Rākau’s discretion. We may request further evidence or information to confirm your eligibility and the amounts, up to the maximums in the table.

✓	Top-up category (see the website or One Billion Trees Programme booklet for more information for more information)	Maximum rate per hectare	Total ha this applies to	Total top-up requested (\$)
	Land in a region identified as being a high priority for regional development under the Provincial Growth Fund OR Land with high or very high erosion risk.	Up to \$500/ha		
	Land restoration project - indigenous planting to achieve biodiversity and ecological outcomes, using more intensive planting, and/or higher levels of pest and weed control.	Up to \$2,000/ha		
	Fencing - up to 50 percent of the actual and reasonable cost.	Up to \$500/ha		
	TOTAL			\$

2.5. Are you establishing a plantation forest made up of exotic conifer species on any of the blocks identified?

Y N

If yes, you will have responsibilities under the National Environmental Standards for Plantation Forestry (NES-PF) to notify your local council of your intended planting and provide them with a Wilding Tree Risk Assessment score at the time of notification. Refer to the Tree Planting Grant Guide for further information regarding the NES-PF and the Wilding Tree Risk Assessment.



2.6. Include additional information relevant to your application (e.g. linkages with other tree planting grants, details of landholding tenure/arrangements etc.)

Blocks 1 & 2 A soil conservation officer from the local council came and had a look at the blocks in May. Our farm plan and the GIS shapefiles of both blocks proposed for planting are attached to this application. Advice has been sought from the Regional Council on their established Manuka site at Tutu.

For blocks 3,4 &5 a completion date for our purchase of the property is due to go through July 2019. We'll send through proof of the purchase once complete.

Attachment checklist. Include the following with your application, where applicable.

✓	Item
<u>x</u>	Map of proposed planting area and GIS shapefiles. Attach a map showing the area(s) to be planted. Note: we prefer a GIS shapefile , but will also accept a Google Earth Pro .kml file, a map at a minimum scale of 1:10,000 or an aerial photo with hand-drawn areas.
<u>x</u>	Photos of plant cover and erosion. Attach photos that illustrate the application area intended for planting, as well as existing plant cover and erosion. We prefer that photographs (both ground-based and aerial oblique) are geotagged/GPS-enabled. The date each photo was taken is required.
<u>x</u>	Evidence of farm plan/council support etc. If you have a farm plan and/or support from council or an appropriate conservation body which identifies this planting/reversion as an appropriate land use, enclose a copy.
<u>x</u>	Evidence of landholding legal status.
<u>Na</u>	Evidence of the right to plant on the land if you are not the landowner.

Declaration – Tree Planting Grants

If you are applying for a tree planting grant, complete and sign this declaration.

For this grant application to be considered, you must tick all of the boxes below to show you agree with the corresponding statements.

- I have read and agree to the attached terms and conditions for applying for One Billion Trees funding.
- I/we consent to information contained in this application being used to inform New Zealand's national and international reporting and accounting under the United Nations Framework Convention on Climate Change and relevant international agreements.
- I/we agree that Te Uru Rākau may collect and share information about our application from other parties, and may liaise with local and national organisations about this application (though where information is disclosed to third parties, redactions may be made in accordance with the Official Information Act 1982 and Privacy Act 1993).

By ticking the boxes below you hereby declare that the following statements are true:

- I have the authority, and have secured all appropriate authorisations, to submit this application, to make these statements and provide the information in this application.
- Neither the applicant nor the contracting entity is insolvent or subject to any insolvency action, administration, or other legal proceedings.
- No one involved in this application or in the contracting entity is an undischarged bankrupt.
- No part of the area subject to this application has been registered for the Afforestation Grant Scheme, Erosion Control Funding Programme, the Permanent Forest Sink Initiative, or the Emissions Trading

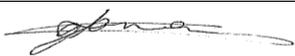


Scheme, and neither does the area have funding assistance for afforestation from the Hill Country Erosion Scheme.

- No part of this application has been identified as a wilding risk, and neither does it propose to plant a pest or tree weed species identified in my regional council's pest management plan or on the unwanted organisms register.
- No part of the area subject to this application includes Significant Natural Areas, Sites of Special Wildlife Interest, or Recommended Areas for Protection (with the exception of indigenous afforestation planting that enhances the conservation values of the protected area).
- The above statements and particulars are correct and complete, the information provided contains no misleading statements, misrepresentations or omissions of any relevant facts, and the information supplied by me/us shall form the basis of a decision on a One Billion Trees Funding Agreement.
- No part of the application area is registered with the Heritage New Zealand Pouhere Taonga as a historic place or area.

Tick the boxes, if applicable, otherwise mark as N/A

- There is an existing farm plan approved by the regional council that identifies this planting/reversion as a suitable land use.
- There is support from the regional/district council or an appropriate conservation body identifying this planting/reversion as a suitable land use.
- I consent for Te Uru Rākau to access the farm plan from the regional council in relation to this application.
- (see attached) I will provide a copy of my Wilding Tree Risk Assessment score to Te Uru Rākau before the first milestone payment.

Signature of applicant/s	Print name	Title/Position	Date
	George Jones	Owner	3.12.18

If you are applying for direct tree planting grants only, this is the end of the application. _____



Section 3: Partnerships Funding Expression of Interest

Complete this section if your project involves any other activity.

3.1. Project name:

3.2. Does your project focus on one of the key enabling activities? Tick as many as apply. Priority will be given to projects which focus on one or more of these activities.

✓	Enabling activity	What we want to know
	Labour/workforce development	Will the project result in increased availability of labour to establish, plant and maintain trees, and/or an upskilled workforce?
	Information (advice and support)	Will the project result in increased advice and support for landowners through improved information, technical advice and/or extension services?
	Tree-planting and restoration on a large scale (this will likely involve multiple landowners)	Will the project contribute to improved environmental outcomes (e.g. erosion control, freshwater quality, biodiversity) on a correspondingly greater scale?
	Science and innovation	Will the project improve our knowledge, expertise or technology to support growing, planting and maintaining trees in the right place, for the right purpose? (See 3.5 and 3.6)
	Seedling production	Will the project contribute to up-scaled and more efficient production of seedlings relative to demand and will it deliver a diverse range of tree species?

3.3. Will your project contribute to one or more of the One Billion Trees outcomes? Tick as many as apply.

✓	One Billion Trees outcome
	Increase sustainable regional development through forestry and tree planting activities
	Increase productivity and innovation in forestry and related sectors
	Improve support of Māori aspirations to make use of their land and resources through trees and forestry
	Enhance environmental sustainability by establishing trees and forests, in particular <ul style="list-style-type: none"> • Reducing erosion, improving water quality, focussing on at-risk catchments and/or restoring natural forest, or • Enhancing indigenous biodiversity by restoring natural forest
	Increase employment, training or work readiness with forestry and land management

3.4. Will your project contribute to one or more of the following government objectives? Tick as many as apply. See the website or the One Billion Trees Programme booklet for some examples.

✓	Government objectives
	Enhance economic development activities
	Create sustainable jobs
	Enable Maori to reach full potential
	Additionality – build value on what is already out there
	Boost social inclusion and participation
	Build resilient communities
	Lift the productivity potential of regions
	Help meet New Zealand's climate change targets
	Increase employment and productivity
	Enhance natural capital



FOR PROJECTS THAT ARE SCIENCE AND INNOVATION FOCUSSED, ANSWER 3.5 AND 3.6

3.5. Will your project contribute to one or more of the following short-term operational science priorities? Tick as many as apply.

✓	Short-term objectives
<input type="checkbox"/>	Research to improve seed production, seed quality, silviculture, and/or nursery hygiene protocols
<input type="checkbox"/>	Development of tools to support land use change decision-making
<input type="checkbox"/>	Identification of social barriers to planting and harvesting forests
<input type="checkbox"/>	Re-initiation of indigenous and mixed-forest trials from the 1980s to provide information on optimal planting regimes

3.6. Describe the excellence of your science, and your team. Provide information on your research aims; the results, impacts or outcomes you expect, how they will be achieved, and who will use or benefit from them; your team’s ability to deliver; your team’s track record in delivering similar projects; and any risks and how will they be managed.

FOR ALL APPLICATIONS, ANSWER REMAINING QUESTIONS

3.7. Explain how your project contributes to each of the outcomes you have identified in questions 3.3 and 3.4 above. Provide a breakdown of the benefits that will be enabled by the delivery of this project, and when those benefits will be realised. (See the website or One Billion Trees Programme booklet for some examples.)

3.8. Cost Information

	Operational Expenses	Capital Expenses	Total excl. GST
What is the total cost of the project?			
What is the total amount of funding contribution for which you are applying from the One Billion Trees Fund?			
What is the funding contribution provided from other sources, including cash and in-kind funding?			



3.9. Provide any other information which would be useful background or context

Declaration – Partnership funding

Complete and sign this declaration if you are applying for partnership funding under Section 3.

For this partnership funding application to be considered, you must tick all of the boxes below to show you agree with the corresponding statements.

- I have read and agree to the terms and conditions for applying for One Billion Tree funding.
- The statements in this application are true, and the information provided contains no misleading statements, omissions of any relevant facts, or misrepresentations.
- I acknowledge that the information provided in this application is subject to the Official Information Act 1982.
- I have secured all appropriate authorisations to submit the application, to make the statements and provide the information in this application.
- I agree that if my application is successful details may be published on the Te Uru Rākau website. With reference to the provisions of the Official Information Act 1982, I will work with Te Uru Rākau to redact any commercially sensitive or personal information
- Neither the applicant nor the contracting entity is insolvent or subject to any insolvency action, administration, or other legal proceedings.
- No one involved in this application or in the contracting entity is an undischarged bankrupt.
- (For applicants applying under our Partnership Funding) I understand that information captured in this application will be used to assess suitability under Te Uru Rākau criteria, and I will receive further feedback. I understand that any applicants who meet these stage one criteria will be invited to complete a full application, which will require detailed project and budget information.
- I/we hereby declare that no part of the application area has been registered for other government funding.
- I/we consent to information contained in this application being used to inform New Zealand’s national and international reporting and accounting under the United Nations Framework Convention on Climate Change and relevant international agreements.
- I/we hereby agree that Te Uru Rākau may collect and share information about our application from other parties, and may liaise with local and national organisations about this application.

Name of applicant organisation	Signature	Print full name	Title/Position	Date



Appendix 1: – Terms and Conditions of Stage 1 Application

General

These terms and conditions are non-negotiable and do not require a response. By submitting a Stage 1 Application for Funding (each a “Stage 1 Application”) each applicant confirms that these terms and conditions are accepted without reservation.

The One Billion Trees Fund is a government initiative which is administered by Te Uru Rākau, a unit within the Ministry for Primary Industries. Any reference to Te Uru Rākau in these terms and conditions, is a reference to MPI on behalf of the Crown.

Reliance by Te Uru Rākau

Te Uru Rākau may rely upon all statements made by any applicant in a Stage 1 Application and in correspondence or negotiations with Te Uru Rākau or its representatives.

Each applicant must ensure all information provided to Te Uru Rākau is accurate. Te Uru Rākau is under no obligation to check any Stage 1 Application for errors, omissions, or inaccuracies. Each applicant will notify Te Uru Rākau promptly upon becoming aware of any errors, omissions, or inaccuracies in its Stage 1 Application or in any additional information provided by the applicant.

Confidentiality and Consent

Each applicant consents to the use of the information contained in the Stage 1 Application by Te Uru Rākau for the purposes of assessing that Application. Each applicant acknowledges that any hard copy Stage 1 Application or documentation supplied to Te Uru Rākau may not be returned.

Te Uru Rākau is bound by the Official Information Act 1982 (“OIA”), the Privacy Act 1993, parliamentary and constitutional convention and any other obligations imposed by law. While Te Uru Rākau intends to treat information in Stage 1 Applications as confidential to ensure fairness for applicants during the assessment and decision making process, the information can be requested by third parties and Te Uru Rākau must provide that information if required by law. If Te Uru Rākau receives an OIA request that relates to information in this Stage 1 Application, where possible, Te Uru Rākau will consult with you and may ask you to confirm whether the information is considered by you to be confidential or still commercially sensitive, and if so, to explain why.

Te Uru Rākau may disclose any Stage 1 Application and any related documents or information provided by the applicant, to any person who is directly involved in the assessment process including the Independent Advisory Panel (“IAP”), officers, employees, consultants, contractors and professional advisors of Te Uru Rākau or of any government agency. The disclosed information will only be used for the purpose of participating in the Stage 1 Application and assessment process, which may include carrying out due diligence.

In the interests of public transparency, if a Stage 1 Application (or subsequent application) is approved for funding, the Stage 1 Application (and any related documents) may be published by Te Uru Rākau. Commercially sensitive and personal information may be redacted by reference to the provisions of the Official Information Act 1982.

Limitation of Advice

Any advice given by Te Uru Rākau, any other government agency, their officers, employees, advisers, other representatives, or the IAP about the content of your Stage 1 Application does not commit the decision maker (it may be senior officials, Ministers or Cabinet depending on the level of funding requested and the nature of the project) to make a decision about your Stage 1 Application.

This limitation includes individual members of the IAP. The IAP’s recommendations and advice are made by the IAP in its formal sessions and any views expressed by individual members of the IAP outside of these do not commit the IAP to make any recommendation.

No contractual obligations created

No contract or other legal obligations arise between Te Uru Rākau and any applicant out of, or in relation to, the Stage 1 Application and assessment process.



No process contract

The Stage 1 Application and assessment process does not legally oblige or otherwise commit Te Uru Rākau to proceed with that process or to assess any particular applicant's Stage 1 Application, or enter into any negotiations or contractual arrangements with any applicant. For the avoidance of doubt, this Stage 1 Application and assessment process does not give rise to a process contract.

Costs and expenses

Te Uru Rākau is not responsible for any costs or expenses incurred by you in the preparation of a Stage 1 Application or subsequent application.

Exclusion of liability

Neither Te Uru Rākau or any other government agency, nor their officers, employees, advisers or other representatives, nor the IAP or its members will be liable (in contract or tort, including negligence, or otherwise) for any direct or indirect damage, expense, loss or cost (including legal costs) incurred or suffered by any applicant, its affiliates or other person in connection with this Stage 1 Application and assessment process, including without limitation:

- a) the assessment process
- b) the preparation of any Stage 1 Application or application
- c) any investigations of or by any applicant
- d) concluding any contract
- e) the acceptance or rejection of any Stage 1 Application, or
- f) any information given or not given to any applicant(s).

By participating in this Stage 1 Application and assessment process, each applicant waives any rights that it may have to make any claim against Te Uru Rākau. To the extent that legal relations between Te Uru Rākau and any applicant cannot be excluded as a matter of law, the liability of Te Uru Rākau is limited to \$1.

Nothing contained or implied in or arising out of the Stage 1 Application documentation or any other communications to any applicant shall be construed as legal, financial, or other advice of any kind.

Inducements

You must not directly or indirectly provide any form of inducement or reward to any IAP member, officer, employee, advisor, or other representative of Te Uru Rākau or any other government agency in connection with this Stage 1 Application and assessment process.

Governing law and jurisdiction

The Stage 1 Application and assessment process will be construed according to, and governed by, New Zealand law and you agree to submit to the exclusive jurisdiction of New Zealand courts in any dispute concerning your Stage 1 Application.

Te Uru Rākau asks applicants not to release any media statement or other information relating to the submission or approval of any Stage 1 Application to any public medium without prior agreement of Te Uru Rākau.