



Pre-1990 forest land Allocation & Exemptions





Opportunities
Benefits
Decisions



Seminar Programme

1. Key concepts
2. Options overview
3. Apply for allocation
4. Apply for exemption

More information





session ONE

KEY CONCEPTS

CONCEPT 1: Forest Land



An aerial photograph showing a vast, dense forest plantation of tall, dark green trees, likely pines, situated in a hilly, green landscape. The forest is surrounded by rolling hills and fields. In the background, more hills and a coastline with a blue sea are visible under a clear sky. The text "At least 1 hectare" is overlaid in white on a semi-transparent dark rectangle in the upper left portion of the image.

At least 1 hectare

Forest species

A low-angle photograph looking up at several tall, dark tree trunks that converge towards a dense, vibrant green canopy. The sky is visible through the leaves, creating a dappled light effect. The overall scene is lush and verdant.

Canopy cover: 30%



More than 30 metres
wide on average



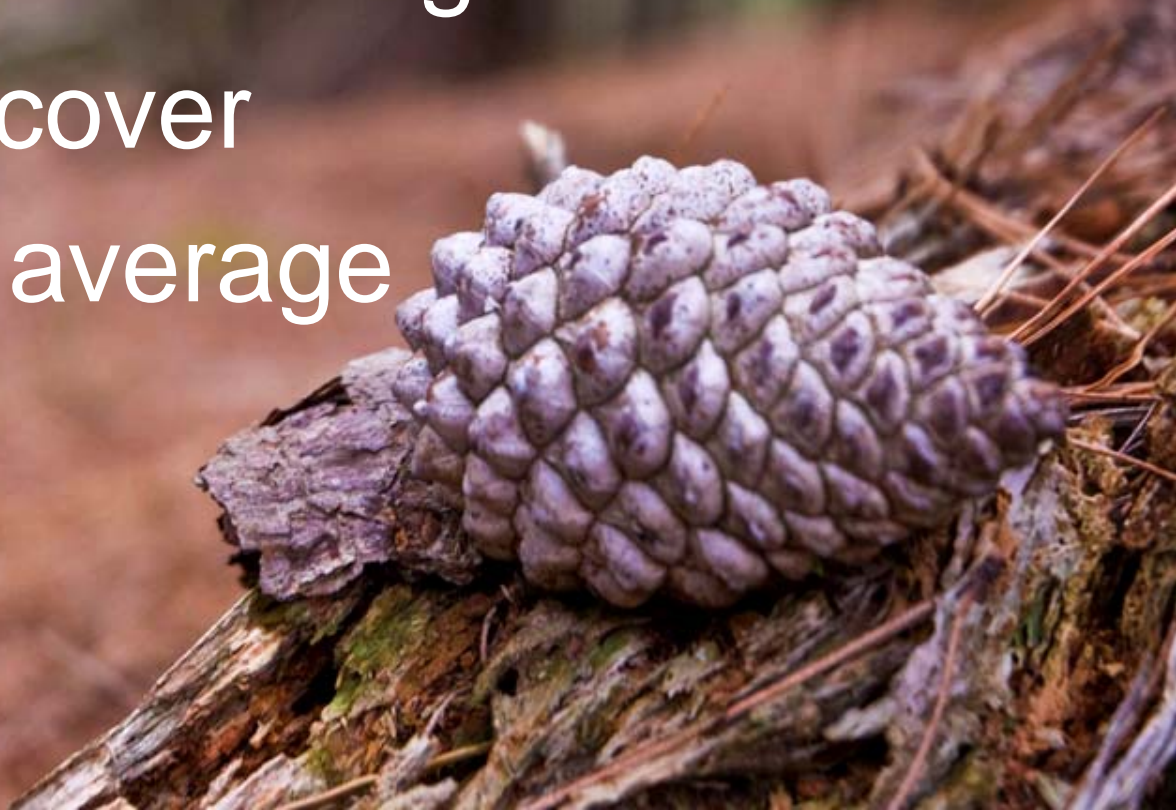
Recap

Minimum 1ha

Forest species 5m height

30% canopy cover

30m wide on average



Example 1: Is this forest land?



YES

Example 2: Is this forest land?



YES

CONCEPT 2: Pre-1990 Forest Land

31 Dec 1989



31 Dec 2007



Example: Is this pre-1990 forest land?

NO

A photograph of a dense forest. The foreground is filled with lush green ferns. In the mid-ground and background, numerous tall, straight tree trunks rise vertically, creating a dense canopy. The lighting is soft, suggesting a shaded forest environment.

Example: Is this pre-1990 forest land?

Photo Date 1998

DEPENDS



Example: Is this pre-1990 forest land?

YES



CONCEPT 3: Deforestation





More than 2 ha over 5 years

= Liability

Harvesting is not deforestation



CONCEPT 4: Landowners



Recap

Pre-1990 forest land

Deforestation

Landowner liability

But you have 2 options



The image features a background of a cloudy sky with a soft, diffused light. On the left side, there is a silhouette of a pine branch with several long, thin needles pointing towards the right. The text is positioned on the right side of the image.

End of Session One
Questions

session TWO

UNDERSTANDING YOUR OPTIONS



Option 1:
Allocation



NZUs

New Zealand Units

NZUs/ha

60

Before 1 Nov 2002

39

From 1 Nov 2002

18

Crown Forest Licence land

NZUs/ha

60

39

18

Before 31 Dec 2012

23

15

7

Remainder after 2012

Who is eligible?

Landowners
on 20 July 2010



Example 1

- Planted 1965
- Barry sole owner since 1965

60 NZUs/ha





Example 2

- Planted 1985
- Owned by Mary
- Mary sold in 2003 to Ted
- Ted has owned since 2003

39 NZUs/ha



Example 3

- Planted 1985
- Owned by Mary
- Transferred to family trust in 2003
- Trustees owned since 2003

“excluded transfer”

60 NZUs/ha



Option 2:

Exemptions

1. Less than 50 ha
2. Tree weeds

Less than 50ha exemptions

Who is eligible to apply?

Total area?

Landowners: 1 September 2007

Who is eligible to apply?

A man and a woman are walking together in a vast, grassy field. The woman is on the left, wearing a brown sweater and blue jeans. The man is on the right, wearing a dark blue sweater and brown trousers. They are both looking towards each other. The background features rolling green hills, a dense forest of evergreen trees, and a cloudy sky. The lighting suggests it's either early morning or late afternoon.

Landowners on 20 July 2010

Total area less than 50ha?



Ownership on 1 Sep 2007

Each landowner must have owned less than 50 ha of pre-1990 forest land



Example 1

- 40 ha planted 1965
- Barry sole owner since 1965
- Never owned other forest

ELIGIBLE



Example 2

- 46 ha planted 1980
- Jim and Mary owned since 1980
- Jim bought extra 30 ha in 1985

Mary owns: 23 ha (her share)

Jim owns: $23+30 = 53$ ha

NOT ELIGIBLE



Tree weed exemption





Allocation & Exemptions

Key points

Key dates

20 July 2010

1 September 2007

1 November 2002





End of Session Two
Questions

The image features a close-up, low-angle shot of pine needles on the left side, rendered in dark silhouette against a bright, overcast sky. The needles are long and thin, radiating from the left edge towards the center. The sky is filled with soft, diffused light and faint, wispy clouds, creating a calm and serene atmosphere. The text 'Short Break' is positioned in the upper right quadrant of the image.

Short Break

session THREE

Applying for an ALLOCATION

Edwyn Kight



Apply for an Allocation of 39 or 60 NZUs

Emissions Trading Scheme – Pre-1990 Forest Land



Use this form to apply for an allocation of 39 or 60 NZUs per hectare under the Climate Change (Pre-1990 Forest Land Allocation Plan) Order 2010 (allocation plan).

Important
 An allocation of NZUs can be made as if eligible an exemption can be granted from the deforestation provisions of the Climate Change Response Act 2002 for a specific area of pre-1990 forest land, not both. However, a particular landowner may be eligible to apply for an exemption for some parts of their pre-1990 forest land and an allocation for other parts.

Once an allocation of NZUs has been made or an exemption granted for a particular area of pre-1990 forest land, you can refer to the detail of the allocation rules in the Climate Change (Pre-1990 Forest Land Allocation Plan) Order 2010 and in particular to the guidance material on MAF's website at www.maf.govt.nz/emissions-trading, and in particular to the Forestry Allocation and Exemptions.

- seek independent advice.

Eligible Person

An eligible person may apply for an allocation of NZUs if:

- they are the landowner of eligible pre-1990 forest land on 20 July 2010 and the land has not been transferred since that date;
- they were the landowner of eligible pre-1990 forest land on the date the land was first registered as pre-1990 forest land between 1 January 2008 to 19 July 2010 inclusive; or
- they become the landowner (as a trustee) of eligible land by a vesting order made between 1 January 2008 to 19 July 2010 inclusive; or
- they become the landowner (as a trustee) of eligible land by a vesting order made between 1 January 2008 to 19 July 2010 inclusive; or

The eligible person may be singular (e.g. a single individual, company, or Maori Incorporation, partners in a partnership etc). Generally, the name of the eligible person must be recorded in the Land Register, Deeds Register, or Maori Land Court records for the land.

Eligible Land

- Pre-1990 forest land is eligible for:
- 39 NZUs per hectare for land transferred after 31 October 2009 and before 31 October 2010; or
 - 60 NZUs per hectare for land transferred after 31 October 2009 and before 31 October 2010; or
 - 39 NZUs per hectare for land transferred to a body corporate before 31 October 2010; or
 - 60 NZUs per hectare of eligible pre-1990 forest land for all other land.

Evidence of Land Ownership

Evidence of the eligible person's land ownership must be provided for all eligible land included in the application. Evidence of the date of acquisition of the land must be provided for all eligible land included in the application. Evidence of the date of acquisition of the land must be provided for all eligible land included in the application.

The copies of certificates of title provided as evidence must clearly identify the date of the registration of the land.

- If the eligible person:
- is the landowner on 20 July 2010, the transfer registration date must be a date on or after 1 January 2008 and before 19 July 2010.



COMPUTER FREEHOLD REGISTER UNDER LAND TRANSFER ACT 1952



Identifier: NA54D
 Land Registration District: North J
 Date Issued: 02 October

Prior References: NZ208/1152

Estate: Fee Simple
 Area: 140 9866 hectares
 Legal Description: Lot 1 Deposited I
 Original Proprietors: Michael Raymond King as to a 1/3 share
 Leslie Margaret King as to a 1/3 share
 William Alfred King as to a 1/3 share



Identifier: NA54D/1210
 Land Registration District: North Auckland
 Date Issued: 02 October 1994

Prior References: NZ208/1152

Estate: Fee Simple
 Area: 140 9866 hectares more or less
 Legal Description: Lot 1 Deposited Plan 72111
 Original Proprietors: Michael Raymond King as to a 1/3 share
 Leslie Margaret King as to a 1/3 share
 William Alfred King as to a 1/3 share

Interests: D009384.5 Mortgage to The National Bank of New Zealand Ltd
 5300695.2 Discharge of Mortgage D009384.5 - 31.7.2002 at 2:15 pm
 5300695.4 Transfer to Joseph Blagov - 31.7.2002 at 2:15 pm
 5300695.6 Mortgage to The National Bank of New Zealand Ltd

Transmission ID: 21077541
 Client Reference: 01000000

Transmission ID: 21077541
 Client Reference: 01000000



What you need

Land titles



Holding account



Application form



Shapefile



Sequence

1. Get land titles



2. Identify landowners

3. Open holding account



4. Complete application form

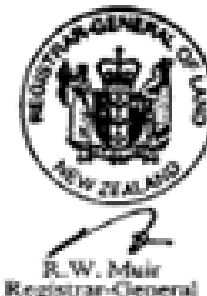


Name





COMPUTER FREEHOLD REGISTER
UNDER LAND TRANSFER ACT 1952



Historical Search Copy

Identifier **HB54D/1210**
Land Registration District **Hawkes Bay**
Date Issued 02 October 1984

Prior References

NZ28B/1152

Estate Fee Simple
Area 149.9866 hectares more or less
Legal Description Lot 1 Deposited Plan 72111

Original Proprietors

Michael Raymond King as to a 1/3 share
Leslie Margot King as to a 1/3 share
William Alfred King as to a 1/3 share

Interests

5300695.4 Transfer to Edwyn Kight – 31.2.2001 at 2:15 pm

5300695.4 Transfer to Edwyn Kight – 31.2.2001 at 2:15 pm

Transaction Id 27877541
Client Reference *aleggat008*

Historical Search Copy Dated 7/08/10 3:50 pm, Page 1 of 1

Historical Search Copy Dated 7/08/10 3:50 pm

An aerial photograph of a vast, dense forest of evergreen trees, likely spruce or fir, covering a hillside. The trees are tightly packed, creating a textured green surface. The lighting is soft, suggesting a low sun position, which creates subtle variations in green tones and some shadows between the trees.

Name

Contact details

An aerial photograph of a vast, dense forest of evergreen trees, likely spruce or fir, covering a hillside. The trees are tightly packed, creating a textured green surface. The lighting is bright, casting soft shadows and highlighting the individual tree tops.

Name

Contact details

Holding account no

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accounts and holdings

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guides and help

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website:

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An aerial photograph of a vast, dense forest of evergreen trees, likely spruce or fir, covering a hillside. The trees are tightly packed, creating a textured green surface. The lighting is soft, suggesting a low sun position, which creates subtle shadows and highlights across the canopy. The overall color palette is various shades of green, from deep forest green to lighter, sunlit green.

Name

Contact details

Holding acc no

Land



COMPUTER FREEHOLD REGISTER UNDER LAND TRANSFER ACT 1952



R. W. Mair
Registrar-General

Historical Search Copy

Identifier HB54D/1210
Land Registration District Hawkes Bay
Date Issued 02 October 1984

Prior References

NZ28B/1152

Estate Fee Simple
Area 149.9866 hectares more or less

Legal Description Lot 1 Deposited Plan 72111

Original Proprietors

Michael Raymond King as to a 1/3 share
Leslie Margot King as to a 1/3 share
William Alfred King as to a 1/3 share

Interests

5300695.4 Transfer to Edwyn Kight – 31.2.2001 at 2:15 pm

Legal Description Lot 1 Deposited Plan 72111

Transaction Id 27877541
Client Reference aleggat008

Historical Search Copy Dated 7/08/10 3:50 pm, Page 1 of 1

An aerial photograph of a dense forest of evergreen trees, likely spruce or fir, covering a hillside. The trees are tightly packed, creating a textured green surface. The lighting is bright, casting shadows that emphasize the individual tree shapes.

Name

Contact details

Holding acc no

Land

Claim

An aerial photograph of a dense forest of tall, thin trees, likely pines or firs, with a rich green canopy. The trees are packed closely together, creating a textured, layered appearance. The lighting is soft, highlighting the individual tree tops and the overall density of the forest.

Name

Contact details

Holding acc no

Land

Claim

Declarations



Name

Contact details

Holding acc no

Land

Claim

Declarations

Signatures

An aerial photograph of a dense, lush green forest, likely a coniferous forest, with sunlight filtering through the trees, creating a dappled light effect. The forest extends to the horizon, with some trees in the foreground appearing more detailed than others in the distance.

Name

Contact details

Holding acc no

Land

Claim

Declarations

Signatures

Shapefile

Shapefile



What does MAF check?



Land ownership

Rate of claim

Pre-1990 forest land area

Recap

Apply for an Allocation of 39 or 60 NZUs

Emissions Trading Scheme – Pre-1990 Forest Land



Use this form to apply for an allocation of 39 or 60 NZUs per hectare under the Climate Change (Pre-1990 Forest Land Allocation Plan) Order 2010 (allocation plan).

Important

An allocation of NZUs can be made as if eligible an exemption can be granted from the deforestation provisions of the Climate Change Response Act 2002 for a specific area of pre-1990 forest land, not both. However, a particular landowner may be eligible to apply for an exemption for some parts of their pre-1990 forest land and an allocation for other parts.

Once an allocation of NZUs has been made or an exemption granted for a particular area of pre-1990 forest land, you can not refer to the detail of the allocation rules in the Climate Change (Pre-1990 Forest Land Allocation Plan) Order 2010 information:

- refer to the guidance material on MAF's website at: www.maf.govt.nz/forestry/allocations, and in particular A Guide to Pre-1990 Forestry Allocation and Exemptions
- seek independent advice.

All information asked for is mandatory unless otherwise indicated.

Eligible Person

An eligible person may apply for an allocation of NZUs if:

- they are the landowner of eligible pre-1990 forest land on 20 July 2010 and the land has not been deforested; or
- they were the landowner of eligible pre-1990 forest land on the date the land was deforested, where the land was deforested between 1 January 2008 to 19 July 2010 inclusive; or
- they become the landowner (as a trustee) of eligible land by a vesting order made by the Maori Land Court after 19 July 2010.

The eligible person may be singular (e.g. a single individual, company, or Maori Incorporation etc) or plural (e.g. two or more individuals, partners in a partnership etc). Generally, the name of the eligible person will be shown on the certificate of title (freehold register), Deeds Register, or Maori Land Court records for the land.

Eligible Land

Pre-1990 forest land is eligible for:

- 39 NZUs per hectare for land transferred after 31 October 2002; or
- 60 NZUs per hectare for land transferred after 31 October 2002 if an excluded transfer (as defined in clause 5(3)(b) does not apply; or
- 39 NZUs per hectare for land transferred to a body corporate before 1 November 2002
- 60 NZUs per hectare of eligible pre-1990 forest land for all other land.

Evidence of Land Ownership

Evidence of the eligible person's land ownership must be provided for all eligible land included in the application. Evidence of title or where none have been issued, other records evidencing legal title ownership (including original Land Court records) are acceptable evidence.

The copies of certificates of title provided as evidence must clearly identify the date of the registration of the transfer to the person. In most cases, a historical title search for the land will provide sufficient detail to meet this requirement.

If the eligible person:

- is the landowner on 20 July 2010, the transfer registration date must be a date that is on or before 19 July 2010.

COMPUTER FREEHOLD REGISTER



Identifier
Land Registration District
Date Issued

N
N
02

Price Reference
NZ2001152

Estim

Area

Legal Description
Michael Raymond King sr to a 10
Leslie Margaret King sr to a 10 share
William Alfred King sr to a 10 share

Interest
D000204.5 Mortgage to The Hako
S000695.2 Discharge of Mortgage
S000695.4 Transfer to Joseph King
S000695.6 Mortgage to The Hako

Identifier
Land Registration District
Date Issued

Price Reference
NZ2001152

Estim

Area

Legal Description
Michael Raymond King sr to a 10 share
Leslie Margaret King sr to a 10 share
William Alfred King sr to a 10 share

Interest
D000204.5 Mortgage to The National Bank of New Zealand
S000695.2 Discharge of Mortgage D000204.5 - 31.7.2002
S000695.4 Transfer to Joseph King - 31.7.2002 at 2.15 p.m.
S000695.6 Mortgage to The National Bank of New Zealand

COMPUTER FREEHOLD REGISTER UNDER LAND TRANSFER ACT 1952

Historical Search Copy

NA54D/1210
North Auckland
02 October 1994



Application deadline

30 November 2011





End of Session Three
Questions

session FOUR

Applying for a
Less than 50 ha
EXEMPTION

John & Toos Cousins



John & Toos Cousins



What do John & Toos need?

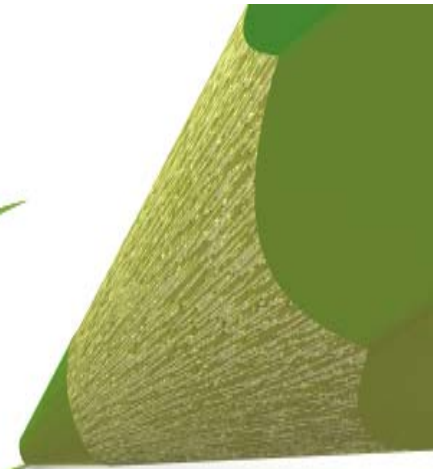
Application



**Statutory
declarations**



Shapefile





Sustainable Forestry – Online Transactions

Home

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Mr John Cousins

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Hi John, thanks for doing business online with the Ministry of Agriculture and Forestry.

Select an existing Participant/Applicant to view their portfolio

Participant Applicant Name

Holding Account No. Approved Participation

[John Edmund Cousins, Catharina Maria Anna Cousins, John Gary Stevens](#)

Create a transaction for a new Participant/Applicant

Before creating a new transaction, please check you have the [table](#). You may need to post in an [Approval of Authorised Forest](#)

Emissions Trading Scheme Pre 1990 Forests

[Notify Deforestation](#)

[Exemption - Less than 50Ha](#)

[Check the information you need to complete a transaction](#)

Or [Contact Us](#)

Online

Paper form

Apply for Exemption (Landholdings less than 50 hectares)

Emissions Trading Scheme (Forestry) – Pre 1990 Forest Land



ETSP90XD.4

Use this form if:

- You are the landowner
 - a) of pre-1990 forest land as at 20 July 2010, OR
 - b) of land that was pre-1990 forest land on 31 December 2007 but was deforested in the period from 1 January 2008 to 19 July 2010 (inclusive), AND
- The land to be exempted was owned (as at 1 September 2007) by persons who (along with any associated persons) owned in total less than 50 Ha of pre-1990 forest land

Before completing this application, please check that you have the following:

- A forest shapefile which meets MAF's Mapping Standard (<http://www.maf.govt.nz/sustainable-forestry/mapping-standard.pdf>)
- A statutory declaration from each person that owned the land on 1 September 2007 (see guidelines at <http://www.maf.govt.nz/sustainable-forestry/declaration.htm>)

Please post:

- this application form
- any supplementary forms
- your statutory declaration
- your shapefile CD/DVD

to:
Emissions Trading Scheme
Ministry of Agriculture and Forestry
PO Box 1127
WELLINGTON 6140

1 Landowner's Name

Landowners may be singular entities (e.g. a single individual, limited company, or Maori Incorporation etc) or plural entities (e.g. two or more individuals, business partners in a partnership etc). The Landowner's name will be shown on the relevant Certificate of Title or Maori Land Court Record (as applicable).

Please write the Landowner's name here: (please print clearly)

An aerial photograph of a dense forest, likely a coniferous forest, with tall, thin trees. The forest is lush green, and the perspective is from a high angle, looking down on the canopy. The trees are packed closely together, creating a textured, green surface.

Name

Contact details

Land

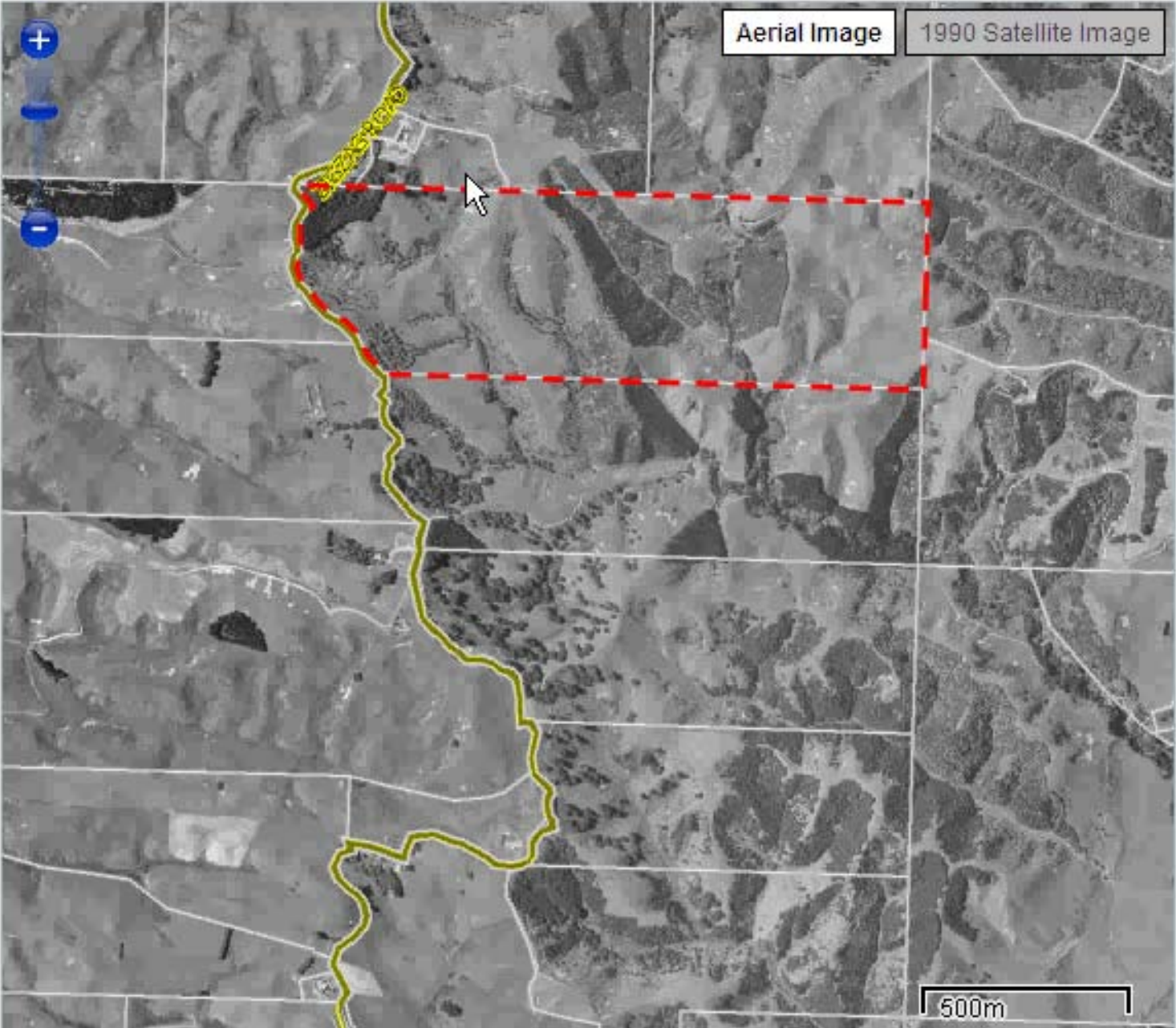
Declarations

Signatures

Shapefile



Enable Snapping



What does MAF check?



Less than 50 ha
Land ownership
Pre-1990 forest land
Statutory declarations

Apply now

Exemptions close **30 Sep 2011**

Allocations close **30 Nov 2011**



Recap



Apply for Exemption
(Landholdings less than 50Ha)
Emissions Trading Scheme

MAF
ETSP90XD.4

Sustainable Forestry – Online Transactions

Home
Edit My Details
Payment

Hi John, thanks for doing business online with the Ministry of Agriculture and Forestry.

Select an existing Participant/Applicant to view their portfolio

Participant Applicant Name
[John Edmund Cousins](#), [Catharina Maria Anna Cousins](#), [John Gary Stevens](#)

Holding Account No. Approved Participation

Create a transaction for a new Participant/Applicant

Before creating a new transaction, please check you have the authorisation to submit on behalf of the Participant according to our [legal structure table](#). You may need to post in an [Approval of Authorised Representative form](#) to supplement your online transaction.

Emissions Trading Scheme Pre 1990 Forests
[Notify Deforestation Exemption - Less than 50Ha](#)

Emissions Trading Scheme Post 1989 Forests
[Apply to be Registered as a Participant](#)

Check the information you need to complete a transaction
Or [Contact Us](#)

Mr John Cousins
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New Zealand Government

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Statutory declarations



End of Session Four
Questions

Key messages to take away

Two opportunities
Which one for me?
Take action - apply



Apply before..

Tree weed exemption: **31 Oct 2010**

Less than 50 ha exemption: **30 Sep 2011**

Allocation: **30 Nov 2011**

The image features a close-up, low-angle shot of pine needles on the left side, rendered in dark silhouette against a bright, overcast sky. The sky is filled with soft, diffused light and faint, wispy clouds, creating a textured background. The pine needles are sharp and detailed, with their characteristic needle-like shape clearly visible. The overall composition is simple and atmospheric, with the text 'Final Questions' centered on the right side of the frame.

Final Questions