

## ZESPRI GROUP LIMITED – DECLARATION IN RESPECT OF LEASEHOLD STATUS

### Background

Zespri Group Limited (“Zespri”) requires all kiwifruit growers who lease an orchard in New Zealand on which kiwifruit is produced for supply to Zespri to provide the information and declarations specified in this form in relation to that orchard and associated lease documents.

### Privacy of information

This information is being gathered so that Zespri can correctly categorise all producers who are shareholders for the purposes of determining their share entitlements and voting entitlements. This information may also be used on an ongoing basis for determining who “producers” are for the purposes of the Kiwifruit Export Regulations 1999 (as amended). Each person providing the requested information and signing this declaration:

agrees by doing so that Zespri may use the information for the purposes stated above; and

has the right to request copies of the information provided, and to have that information updated or corrected.

### Information

Property address:

KPIN:

Lessee name:

Lessor (landowner) name:

Start date:

End date:

Please circle ONE of the following options. If you are unsure which example you should be selecting, please contact Zespri to discuss.

1. **Is the current term of the lease (excluding any rights or options of renewal) at least 1 year in duration?**

**YES / NO** (circle the correct answer)

2. **Is the current term of the lease (excluding any rights or options of renewal) at least 20 years in duration?** (Example: A one year lease that automatically rolls over each year is **not** a 20 year lease)

**YES / NO** (circle the correct answer)

3. **Is the lease a “Glasgow lease”?** In other words, is the lease a lease of bare land only, with all improvements including orchard development done by the lessee, and is the current term of the lease (excluding any rights or options of renewal) at least 21 years in duration?

**YES / NO** (circle the correct answer)

**Please attach to this declaration a copy of the current version of the deed of lease in respect of the above-mentioned property.**

**Declaration and warranty**

Each of the undersigned persons declares that:

the Property address, KPIN, and lessee and landowner name details pre-printed onto this declaration by Zespri are correct and/or that we have truthfully corrected or completed those details by hand if any of them are incomplete or incorrect;

the answers provided to the three questions above are true and correct; and

he or she has read and agree to the matters set out under the heading "Privacy of Information" set out above.

Each of the undersigned persons warrants that he or she is an authorised signatory of the relevant party for whom they are signing, and able to bind that person to this declaration.

DATED AT \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 201\_\_\_\_\_.  
(e.g. "Te Puke")

**SIGNED BY AN AUTHORISED SIGNATORY OF THE LESSEE:**

\_\_\_\_\_  
Signature of authorised person(s)                      Full name of authorised person(s)

**IN THE PRESENCE OF:**

\_\_\_\_\_  
Signature of adult witness                      Full name of witness

\_\_\_\_\_  
Occupation of witness                      Address of witness (e.g. "Te Puke")

**SIGNED BY AN AUTHORISED SIGNATORY OF THE LESSOR (LANDOWNER):**

\_\_\_\_\_  
Signature of authorised person(s)                      Full name of authorised person(s)

**IN THE PRESENCE OF:**

\_\_\_\_\_  
Signature of adult witness                      Full name of witness

\_\_\_\_\_  
Occupation of witness                      Address of witness (e.g. "Te Puke")

**SIGNED BY THE LESSEE'S SOLICITOR:**

\_\_\_\_\_  
Signature of Lessee's solicitor                      Full name of lessee's solicitor and name of law firm if applicable