



Māori Trades and Training Fund Expression of Interest

About this form

The purpose of this form is for potential proposals for the Māori Trades and Training Fund to be submitted to the Ministry of Business, Innovation and Employment (MBIE) for review. This Fund is for \$50 million over two years.

The overall objectives of the Māori Trades and Training Fund are to:

- support tailored, community-led initiatives through partnership between Māori and the Crown that empower solutions by Māori, for Māori
- emphasise paid employment-focused training opportunities, but also consider support services such as pastoral care to overcome barriers to participating in training or apprenticeships
- focus on group-based initiatives that connect multiple employers to offer work experience and training opportunities.

The Māori Trades and Training (MTT) Fund is a government initiative which is administered by the Provincial Development Unit (PDU), a unit within MBIE.

Eligibility

Applications will be assessed against the following criteria:

- Projects must be led by Māori including iwi, hapū or other Māori groups
- Funding should focus on initiatives which will develop skills likely to be in demand over time
- Initiatives should be based on partnership between Māori and the Crown and recognise that Māori entities bring non-monetary benefits such as cultural knowledge, expertise and connections to the Māori community
- Initiatives should provide meaningful opportunities to support people into sustainable employment to help fulfil their needs, goals and contribute to their overall wellbeing
- Initiatives should promote upskilling and employment in vulnerable communities, and support people to access employment-based training opportunities who otherwise may not be able to access such opportunities
- Initiatives should provide a pathway for trainees to move into further training or employment opportunities to encourage positive labour market outcomes for communities and employers in the longer-term.

Completing this form

Please complete all sections fully and accurately. Square brackets and italics indicate guides.

Please see the Grow Regions website, or contact your regional relationship manager, for further support. If you are applying on behalf of a number of parties, you need their consent to submit this application. You can add other applicants during the application process. You will be the point of contact for this application, but you must give us all information about all applicants. Once complete, please email your completed form to MTTFund@mbie.govt.nz. By submitting your form, you are agreeing to the terms and conditions of applying for MBIE investment which can be found in Appendix One.

Next Steps

Applications will be assessed for eligibility, as well as how well they will deliver on the objectives of the Fund. One of our team will be in contact regarding your application.

Public disclosure

The PDU is responsible for leading the Māori Trades and Training Fund's administration and monitoring its operation in consultation with other government agencies. In the interests of public transparency, successful applications may be published by the PDU. Commercially sensitive and personal information will be redacted by reference to the provisions of the Official Information Act 1982. Please identify by highlighting any information in your application that you regard as commercially sensitive or as personal information for the purposes of the Privacy Act 1993.



Section 1: Key Applicant Information

1. Proposal Title:

Rangatahi Development

2. Please provide a very brief description of the project/activity:

This funding will assist us in achieving our purpose “to improve the wealth and well-being of our people”- Whanau, Hapu and Iwi. North Drill is the vehicle we use to deliver on this goal. We do this by creating employment, providing a safe environment of growth and clearly defined pathways, from labourer to management positions. We offer support and development plans at all levels for our rangatahi and whanau to thrive. Instilling self-belief, aspirations of success and inspiring wider whanau to follow suite creating a positive change for future generations by default.

North Drills business plan and the services we deliver across Tai Tokerau are strategically aligned to regional demand including creating employment for Maori, affordable housing, papakainga development, infrastructure, connectivity, and water. We have long and short-term contracts across the board so can offer a range of career opportunities or projects for our rangatahi to be involved.

We envision a collaborative and tailored approach to funding. With already established and strong relationships with MSD & TPK. We have delivered successful outcomes with mahi and TPK Cadetship initiatives.

There are 4 defined levels of development for our rangatahi

- *Level 1- Supporting new entrants into the work environment and building the foundation for them to succeed including budgeting, numeracy & literacy, goal setting, career pathway planning, level 2/3 qualifications, and individual development plans, internal competencies*
- *Level 2- Focuses on preparing for trade certification, the advancement in roles including level 3 / 4 qualifications, internal competencies, licencing, and advanced financial literacy, home-ownership planning*
- *Level 3- The advancement of roles into team leader/supervisor positions, levels 3-5 qualifications, trade certification, leadership training, life-skills, homeownership & Investment*
- *Level 4- Business Franchise Opportunities*

The MTT fund will improve our ability to assist rangatahi to progress through these levels and their career journeys more efficiently.

3. Please provide the details of the applicant organisation/entity for which funding is being requested:

| | |
|--|--|
| Applicant Legal Name: | North Drill Ltd |
| Entity Type: | Company |
| Registered Offices / Place of Business: | Yorke Stone & Associates, 9a Reyburn Street, Whangarei |
| Identifying Number: | 4907799 |

4. Please provide the contact details for a person as a key point of contact):

| | | | |
|-------------------------------|----------------------------|-------------------|------------------------|
| Contact Name and Role: | Ida Jean Murray- Director | | |
| Email Address: | Privacy of natural persons | Telephone: | Commercial Information |

5. Please describe the principal role or activity of the applicant organisation.

The primary function of North Drill is to deliver on our purpose, provide sustainable and meaningful employment with long term individual and whanau outcomes.



The different industries North Drill provide services includes:

- Civil Infrastructure (Specializing in utilities installation)
- Digital Infrastructure
- Earthworks
- Building
- Water Boring & Reticulation

It is the business we create through these different industries and services that enable us to provide employment and development opportunities to our rangatahi throughout Tai Tokerau.

6. This project will be based in the region of:

Northland

7. Have you previously discussed this project with a part of the Government? Yes: No:

If yes, please list which part of the Government, and the nature of those discussions.

MSD- We have had discussions with Privacy of natural persons and Privacy of natural persons around the concept of this project. North Drill have had several recruits from the Mana in Mahi initiative.

MSD will also be key to identifying and bringing in unemployed individuals.

TPK- We have a long-term relationship with Te Puni Kōkiri who have assisted us with cadetship training programmes and business development in the past. They are aware of our business intentions, and we have discussed this project with them also.

8. Have you previously received Government funding for this project? Yes: No:

If yes, please list which part of the Government, when the funding was received, and how much.

We have not received any funding for this project in particular, but as above we have received funding from MSD & Te Puni Kokiri for Mana in Mahi and Cadetship programmes

9. Please set out the proposed sources of funding for the Project:

| Source of Funding: [please indicate where all other funding is sourced from, noting who the funder is] | \$ (excl GST) | Status / Commentary [i.e. received / confirmed / in principle] |
|---|--|---|
| Māori Trades and Training Fund Funding | \$1,285,000 | |
| Wages for staff above subsidy by North Drill | \$ <small>Commercial Information</small> | |
| Total: | \$ <small>Commercial Information</small> | |

10. Please provide a breakdown of how the funding will be utilised (on a per person basis)

| Funding Breakdown: [Please indicate where all other funding is/will be sourced from, noting who the funder is and whether the funding is monetary or in-kind; including funding already received from Government and/or other third parties.] | \$ (excl GST) | Commentary |
|--|-------------------------------------|-----------------------------|
| Wage subsidy (Year 1 – up to \$16,000) | \$ <small>Commercial Inform</small> | <small>Comm</small> Staff |
| Wage subsidy (Year 2 – up to \$8,000) | \$ <small>Commercial Inform</small> | <small>Comm</small> Staff |
| Training Officer 2 years (if applicable) | \$ <small>Commercial Inform</small> | Training officer to deliver |



| | | |
|--|-------------------------------------|--|
| | | all competencies, training, manaaki tangata |
| Supporting Staff Subsidy (If applicable) | \$ <small>Commercial Info</small> | |
| Subsidy for Personal Development Manager 2 years, and business consultancy (if applicable) | \$ <small>Commercial Inform</small> | Personal and Whanau Support ie. Budgeting, Financial Literacy, Homeownership planning etc. |
| Pastoral Care | \$ <small>Commercial Info</small> | Weekend Noho etc. |
| Equipment - PPE | \$ <small>Commercial Info</small> | PPE Fit Out |
| Camera Equipment | \$ <small>Commercial I</small> | Video Equipment for training purposes |
| Other [e.g. drivers licence, site safe etc. please specify] | \$ <small>Commercial Info</small> | Site Safe, First Aid, TC, STMS, Licences |
| Practical Training field for internal competencies | \$ <small>Commercial Inform</small> | Establishment of practical training facility to assess practical competencies |
| Total: | \$1,285,000 | |

11. Please provide any supporting financial material e.g. where possible, two years of your entity's accounts.



Section 2: Project Overview

12. Please indicate:

- the number of Māori you are looking to employ and train and any characteristics, where relevant (age, gender etc.)
- the type of training that will be offered and how/if it supports a pathway from informal work experience and training to formal trades training in paid employment
- which sector you are focussing on
- your previous experience in developing trainees (if any)

- *We have a proven model and success stories of taking someone from un-skilled, unemployed and from a challenging background into home ownership and then onto rental investment.*

- Privacy of natural persons

[Redacted text block containing multiple lines of greyed-out content]

- *To achieve these results, we structure our operations and culture to align with the philosophy below:*



- *We believe that interaction and inclusion into an environment of manaakitanga, whanaungatanga and continuous growth is so important for rangatahi development. They can witness the achievements of actual people, who have come from similar backgrounds to them and be inspired to do the same.*



- *We have roles, positions, and programmes in our organization outside the 9-5 workplace, to encourage this development including:*
 - **Team Capabilities & Training Manager-** *We have clearly defined pathways including salary, training, performance, and the behaviours required for each position in the business from labourer to the operations manager. The Team Capabilities & Training Manager is tasked to sit with each team member and map their career pathway to their desired position. There is 100% clarity for the individual of what they need to do to reach each position, and know that the opportunity is there for the taking if they put the effort in*
 - **Training Officer-** *The role of the training officer is to support the rangatahi through the progression of their pathway. To deliver all the training and qualification content, internal competencies, work one on one with the rangatahi in the field, or in the books if required. 100% of his position is for the development of our team.*
 - **Personal Development Manager-** *This position was established to work on a more personal level with our rangatahi. This includes working with their whanau and partners, setting personal – Health, Wealth, and Self Goals, budgeting, financial literacy, homeownership & investment planning, business ownership goals. The role of the personal development manager is firstly to broaden the mindset of our rangatahi to believe that they can achieve. Then put a plan in place, aligning to their career pathway to make it a reality.*
- *North Drill have a strategic growth plan and the capability to scale to a team of 100 by 2023.*
- *We target motivated rangatahi, who are out of employment or training and want to make a change for their whanau. There are two target age groups:*
 - *16yrs – 24yrs – We target this group, especially the younger to catch them early, when they do not have too many commitments. They are usually easier to train and mould once they are introduced into a positive working environment. They also have the biggest impact of inspiration back into their whanau when they start achieving their goals.*
 - *25yrs – 35yrs- This age group usually consists of individuals who have children and are looking for a change and better things for their family.*
- *We aim to recruit individuals who, may have been overlooked, missed or not given the opportunity to pursue a meaningful career.*
- *Individuals who are looking to pursue a career in civil trades, infrastructure, or the building industries.*
- *This project seeks to provide level 3 and 4 training to our team and free up capacity to hire additional staff and continue the development of our team into higher levels.*

13. Does the project focus primarily on delivering group-based support? If so, how?

We have purchased a new yard, as we have outgrown our current space and it was essential to meet our growth ambitions. We have applied for asset funding to help us erect a building not only to assist our growth, but also equipped with classrooms and a training facility where we can accommodate and support our rangatahi more effectively.

If successful we envision a Commercial Informa foundation skills programme with the capacity to intake between Comme of our



targeted individuals and transition them from unskilled and unemployed into confident, work ready employees. Our entry level rangatahi will be equipped with level 2/3 courses, life-skills, basic financial literacy, and the knowledge and skills gained through workplace-based training and mentoring from our team. Although the intention of this programme will serve firstly as a recruitment pipeline to achieve our growth plans. There is also the ability to create a source of reliable and work ready trainees for the wider northland business community.

14. What type of other investment will your entity make?

North Drill is committed to continue investing in the development of our rangatahi and into this project. Our investment includes:

- The purchase of new yard facility (\$^{Commercial Information}) to accommodate business growth and future ambitions of a training facility
- Investment into business- mentoring, consultancy, strategic planning for business scalability etc. to enable growth, and the ability to create more employment.
- Initial ^{Commer} investment to attend wealth mentoring programme (Property Investing) to attain knowledge and create internal homeownership/investment programme
- The development and delivery of the financial literacy programme for all team members. This runs over a ^{Com} period.
- The financial impact on the business that is realized regarding down time and paid time off to complete and deliver all training and development programmes
- The creation of support roles dedicated to rangatahi development i.e. Training Officer, Personal Development Manager, Team Capabilities Manager
- Pastoral Care- ^{Commercial Information} days per year are dedicated to team/whanau building activities including our annual end of year hunter gatherer competition, camps away with our team and their whanau etc.
- Business owners have invested their time into completing a course Te Kunenga o Te Ao Tikanga Lv4 with Te Wananga o Aotearoa in the hopes to introduce tikanga and cultural practices into the business.
- A Te Reo Maori class is run ^{Commercial Information} for NDL team who are interested.
- North Drills remuneration plan includes the opportunity for team to purchase a house from North Build at cost, conditions including length of service, performance etc. apply

15. How will the initiative be measured?

North Drills success outcomes are measured by more than the bottom line of a P & L or the number of trainees on a seat. Ultimate success for us is the long-term outcome. It means getting rangatahi into employment and into our environment, progressing and supporting them from the beginning of their career journey into their desired positions, homeownership, investment, business ownership, learnings of life-skills, ultimately improving the wealth and wellbeing



of the individual and their whanau.

Short term success and the outcomes for this initiative will be measured by the following:

- 90% of training will be completed in ^{Commr} months
- KPI's will be set for support roles including
 - Unit standards completed
 - Courses delivered
 - Qualifications attained by team
 - First Homes purchased
 - Progression and advancement of roles
 - New recruits hired
 - Detailed tracking of budget and actuals

This application is for ^{Commr} rangatahi over ^{Commr} months @ approximately \$^{Commercial Inf} per person

16. How is the project going to be managed?

A project plan will be put in place prior to commencement of this programme. The project team will consist of the following personnel

- **Team Capabilities & Training Manager** - ^{Privacy of natural persons}
The training plan and reporting will be overseen by ^{Privacy of natural persons} a retired naval officer with extensive leadership and experience. ^{Privacy of} was a divisional officer on the HMNZ Ships Te Kaha, Endeavor, Canterbury and Pukaki. He was an advisor and mentor for the divisions and responsible for education and professional development from seaman to captain. ^{Privacy of} will sit with each of our rangatahi and map their career plans.
- **Training Officer**- ^{Privacy of natural persons}
Supervised by the training manager. ^{Privacy of natural} is currently completing his Adult Education Certificate. He has managed over 100 in staff at times in the past and will be an asset in providing guidance of Training Program. He has also been involved in several coaching and management roles and is passionate about developing rangatahi. ^{Privacy of natural pers} role in this project is to deliver the content and support the rangatahi through the progression of their pathway plans.
- **Business Mentor**- ^{Privacy of natural persons}
^{Privacy of} has been working with North Drill for the past ^{Commr} months and has helped us to achieve some outstanding results. Training is her passion, she has spent her career helping individuals, teams and organizations reach their potential.



Privacy of [redacted] has designed, delivered and implemented a range of development programmes, including Leadership, team and cultural change programmes, coaching and performance management worldwide. As well as excelling in business mentoring, she is an astounding property investor and was previously a property mentor with NZ Wealth Mentors. Privacy of [redacted] helped us design a 3-level financial literacy program customized to our team, that is both practical and relevant.

Level 1- Budgeting, savings, wealth mindset, goal setting etc.

Level 2- Business Acumen Basics

Level 3- Home Ownership/Investment

Privacy of [redacted] works closely with the owners of the business and will oversee the project plan and the training content. She is also working with the personal development manager, training the trainer for the programmes she has delivered in the past i.e. Financial literacy, property investment etc.

○ **Personal Development Manager – Ida Jean Murray (Owner)**

Passionate about delivering on our purpose the personal development manager will work closely with the individuals and their whanau towards improving their wealth and wellbeing. This includes setting goals for health, wealth, and better self, budgeting, financial literacy, homeownership planning, business planning etc. Supported by the business mentor, staff development will be jointly overseen by the team's capability manager and personal development manager.

○ **Operational Support – Privacy of natural persons**

Operational support will ensure that staff are provided sufficient time for training to be delivered and that field work and required OJT will meet the course requirements.

○ **Financial Reporting – Privacy of natural persons**

Financial oversight, support and reporting will be provided by our finance manager Privacy of natural persons [redacted]



17. Is there any other information which would be useful background or context at this stage?



Section 3: Link with broader government outcomes

[This section will enable detail to be provided about how the initiative meets the primary objective of the fund which is “to support the Crown’s intentions to be a good Treaty partner to Māori”.]

18. Using the table below, please outline how the initiative will contribute to the following government outcomes which seek to support the Crown’s intentions to be a good Treaty partner to Māori:

| Outcomes | ✓ | How will the project positively or negatively impact this outcome for the Māori entity identified? |
|---|---|---|
| 1. Deliver on the Government’s objective of supporting a Māori Crown partnership | | North Drill is 100% Maori owned business. Based in Whangarei we are delivering strong support to local Iwi and their aspirations in the region. |
| 2. Provides the opportunity to identify and capitalize on Māori economic and social strengths | | The owners of the business have strong Maori beliefs and connections. North Drills values of Hauora, Manaakitanga and whanaungatanga are visible and practiced everyday through the tikanga of the organisation |



| | | |
|--|--|---|
| | | <i>North Drill has developed a solid reputation for delivery. Developing rangatahi ensures that regional development money kept in Tai Tokerau</i> |
| 3. Help support Māori aspirations for labour market outcomes | | <i>90% of current staff are Maori or Pacific Islander</i> |
| 4. Supports the unlocking of investment to empower Māori entities to deliver tailored, community-based support to Māori workers and trainees | | <i>This investment will allow North Drill to continue training and developing our rangatahi not just into entry level labor jobs. But into team-leader, supervisor, and management positions with the qualifications to back them up.</i> |



Section 4: Declarations

19. Is the applicant receiving a wage subsidy or other similar apprenticeship support from any other source for the same apprentice(s) that this funding will be used for? Yes: No:
20. Is the applicant aware that, where they receive a wage subsidy or similar support for the same apprentice, this funding should provide for other supports unrelated to wages, other than in exceptional circumstances, for example to top up other wage subsidies? Yes: No:
21. Has the applicant or the contracting entity ever been insolvent or subject to an insolvency action, administration or other legal proceedings? Yes: No:
22. Has any individual in the Project Team (including the Applicant's Leadership Team, directors, partners, or trustees, or any key members of the project) ever been insolvent or subject to an insolvency action, administration or other legal proceedings, or actively involved in any organisation which has? Yes: No:
23. Has any individual in the Project Team (including the Applicant's Leadership Team, directors, partners, or trustees, or any key members of the project) ever been adjudged bankrupt or is an undischarged bankrupt? Yes: No:
24. Has any individual in the Project Team (including the Applicant's Leadership Team, directors, partners, or trustees, or any key members of the project) ever been under investigation for, or been convicted of, any criminal offence? Yes: No:
25. Are there any actual, potential or perceived conflicts of interest that the applicant or any of the key personnel have in relation to this project (including, for instance, any contractors that are family members or business partners that will be delivering the project) Yes: No:

"In a small country like ours, conflicts of interest in our working lives are natural and unavoidable. The existence of a conflict of interest does not necessarily mean that someone has done something wrong, and it need not cause problems. It just needs to be identified and managed carefully..." <https://www.oag.govt.nz/2007/conflicts-public-entities>

If you answered 'Yes' to any question from 19 to 25, please provide a description below:



**MINISTRY OF BUSINESS,
INNOVATION & EMPLOYMENT**
HĪKINA WHAKATUTUKI



By completing the details below, the applicant makes the following declarations about its application for Māori Trades and Training Fund funding for the project (“application”):

- I have read, understand and agree to the Terms and Conditions of applying for Māori Trades and Training Fund funding which are attached as Appendix 1;
- The statements in the application are true and the information provided is complete and correct, and there have been no misleading statements or omissions of any relevant facts nor any misrepresentations made;
- I have secured all appropriate authorisations to submit the application, to make the statements and to provide the information in the application;
- I have obtained the permission of each member of the Project Team to provide the information contained in this application and those individuals are aware of, and agree to, the Terms and Conditions of applying for Māori Trades and Training funding which are attached as Appendix 1;
- I consent to this application being publically released if funding is approved. I have identified the commercially sensitive and personal information.
- The applicant warrants that it has no actual, potential or perceived conflict of interest (except any already declared in the application) in submitting the application, or entering into a contract to carry out the project. Where a conflict of interest arises during the application or assessment process, the applicant will report it immediately to the Ministry of Business, Innovation and Employment by emailing MTTFund@mbie.govt.nz; and
- I understand that the falsification of information, supplying misleading information, or the suppression of material information in this application, may result in the application being eliminated from the assessment process and may be grounds for termination of any contract awarded as a result of this application process.
- The applicant consents to the Ministry of Business, Innovation and Employment undertaking due diligence including any third party checks as may be required to fully assess the application.

Full name:
Ida Jean Murray

Title / position:
Director/Personal Development Manager

| | |
|---|-------------------------|
| Signature / eSignature: I.Murray | Date: 30/09/2020 |
|---|-------------------------|



Appendix 1 – Terms and Conditions of this EOI

General

The terms and conditions are non-negotiable and do not require a response. Each applicant that submits an Expression of Interest (EOI) for Ministry of Business, Innovation and Employment funding has confirmed by submitting this EOI that these terms and conditions are accepted without reservation or variation.

The Māori Trades and Training (MTT) Fund is a government initiative which is administered by the Provincial Development Unit (PDU), a unit within the Ministry of Business, Innovation and Employment. Any reference to the PDU in these terms and conditions, is a reference to MBIE on behalf of the Crown.

Reliance by PDU

The PDU may rely upon all statements made by any applicant in an EOI and in correspondence or negotiations with PDU or its representatives.

Each applicant must ensure all information provided to the PDU is accurate. The PDU is under no obligation to check any EOI for errors, omissions, or inaccuracies. Each applicant will notify the PDU promptly upon becoming aware of any errors, omissions, or inaccuracies in its EOI or in any additional information provided by the applicant.

Ownership and intellectual property

Ownership of the intellectual property rights in an EOI does not pass to the PDU. However, in submitting an EOI, each applicant grants the PDU a non-exclusive, transferable, perpetual licence to use and disclose its EOI for the purpose of assessing and decision making related to the MTT EOI and any application process, where applicable. Any hard copy EOI or documentation supplied by you to the PDU may not be returned to you.

By submitting an EOI, each applicant warrants that the provision of that information to the PDU, and the use of it by the PDU for the evaluation of the EOI and for any resulting discussions, will not breach any third-party intellectual property rights.

Confidentiality

The PDU 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 the PDU intends to treat information in EOIs as confidential to ensure fairness for applicants during the assessment and decision making process, the information can be requested by third parties and the PDU must provide that information if required by law. If the PDU receives an OIA request that relates to information in this EOI, where possible, the PDU 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.

The PDU may disclose any EOI and any related documents or information provided by the applicant, to any person who is directly involved in the MTT assessment process on its behalf including officers, employees, consultants, contractors and professional advisors of the PDU or of any government agency, including Te Arawhiti. The disclosed information will only be used for the purpose of participating in the MTT EOI and assessment process, which may include carrying out due diligence.

In the interests of public transparency, if an EOI (or subsequent application) is approved for funding, the EOI (and any related documents) may be published by the PDU. Commercially sensitive and personal information will be redacted by reference to the provisions of the Official Information Act 1982.

Limitation of Advice

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

No contractual obligations created

No contract or other legal obligations arise between the PDU and any applicant out of, or in relation to, the EOI and assessment process.



No process contract

The MTT EOI and assessment process does not legally oblige or otherwise commit the PDU to proceed with that process or to assess any particular applicant's EOI, or application, or enter into any negotiations or contractual arrangements with any applicant. For the avoidance of doubt, this EOI and assessment process does not give rise to a process contract.

Costs and expenses

The PDU is not responsible for any costs or expenses incurred by you in the preparation of an EOI or subsequent application.

Exclusion of liability

Neither the PDU or any other government agency, nor their officers, employees, advisers or other representatives 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 EOI and assessment process, including without limitation:

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

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

Nothing contained or implied in or arising out of the MTT 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 officer, employee, advisor, or other representative of the PDU or any other government agency in connection with this EOI and assessment process.

Governing law and jurisdiction

The MTT EOI 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 EOI.

Public statements

The PDU and any other government agency, or any relevant Minister, may make public in whole or in part this EOI form including the following information:

- the name of the applicant(s)
- the EOI title
- a high-level description of the proposed project/activity
- the total amount of funding and the period of time for which funding has been approved
- the region and/or sector to which the project relates

The PDU asks applicants not to release any media statement or other information relating to the submission or approval of any EOI to any public medium without prior agreement of the PDU.