



Investor Plus (Investor 1 Category) Application for Residence



Use the guide to help you complete the application form

Please read the *Investor Plus (Investor 1 Category) Guide (4.5 MB)* before you complete the application form. The guide contains helpful information about how to complete the application form and gives detailed information about the evidence and documents you need to provide.

Immigration Advisers Licensing Act 2007

Under the Immigration Advisers Licensing Act 2007, anyone giving immigration advice will have to be licensed (unless they are exempt). From 1 May 2010, all immigration advisers working in New Zealand must be licensed. From 1 May 2010, all immigration advisers, whether working overseas or offshore, must be licensed. It is an offence to give immigration advice without holding a licence from these offices. If your immigration adviser is not licensed when they should be, Immigration New Zealand may return your application.

For more information and to view the Register of Licensed Advisers, go to the Immigration Advisers Authority website www.iaa.govt.nz, email info@iaa.govt.nz, or write to them at PO Box 6222, Wellesley Street, Auckland 1141, New Zealand. When filling in this form, please print clearly in English using CAPITAL LETTERS.

Section 4

1. In more than one language, including your own, provide your personal details in the boxes. Use the *Investor Plus (Investor 1 Category) Guide*.

Attach two identical passport size photographs of yourself (one front and one profile) and where you will have your passport photograph taken.

Name as shown in passport

Family name

Given name

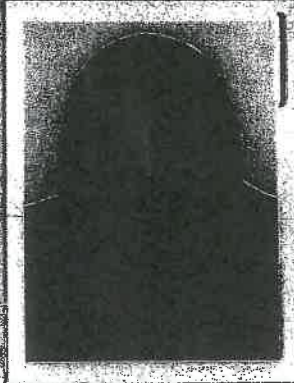
Other names

Kim

RECEIVED

09 JUN 2010

BUSINESS MIGRATION BRANCH
NEW ZEALAND IMMIGRATION SERVICE



A2 Preferred title ☒ Mr ☐ Mrs ☐ Ms ☐ Miss ☐ Dr ☐ Other (please specify)

A3 Other names you are known by or have ever been known by

Kim Schmitz

Kim Tim Jimi/Estor

A4 Your name in ethnic script N/A

A5 Gender ☒ Male ☐ Female

A6 Date of birth 21/01/1974



For further information on immigration visit www.immigration.govt.nz

JULY 2009

Department of Labour



A7 Town/city of birth

Kiel

Country of birth

Germany

A8 Other citizenships you hold

Finish

[s9(2)(a)]

Your documents

A10 Please provide details of your birth certificate. Birth certificate number

2 2 0

Name of issuing authority

Kiel Registry Office

A11 Please provide details of your taxation number (if you have one). Taxation number

[s9(2)(a)]

Country

Hong Kong

A12 Please provide your social security number (if you have one). Social security number

[s9(2)(a)]

Country

Hong Kong

A13 Please provide details of all the passports you currently hold.

Passport 1

Number

[s9(2)(a)]

Country

Finland

Name as shown in passport

Family/last name

Given/first name(s)

Dotcom

Kim

Expiry date

1 2 0 2 2 0 1 5

Place of issue

Hong Kong

Passport 2

Number

Country

Name as shown in passport

Family/last name

Given/first name(s)

Expiry date

0 0 0 0 0 0 0 0

Place of issue

Passport 3

Number

Country

Name as shown in passport

Family/last name

Given/first name(s)

Expiry date

0 0 0 0 0 0 0 0

Place of issue

Use both English and your own language where required.

For more information see 'Completing Section B: Contact details' in the *Investor Plus (Investor 1 Category) Guide*.

B1 Your residential address and contact details in your home country.

Address **1 Harbour Road, Suite 3608, Grand Hyatt, Wanchai, Hong Kong**

Telephone (daytime) **+ 852 61758175**

Telephone (evening) **+ 852 61758175**

Fax **N/A**

Email **[s9(2)(a)]**

B2 Name and address for communication about this application.

☐ Same as address at **B1**, or ☒ Other

Family/last name

Cooper

Given/first name(s)

David Nicholas

Company name (if applicable) and address **Malcolm Pacific (Auckland) Limited**

PO Box 6219, Wellesley Street, Auckland, New Zealand

Telephone (daytime) **+64 9 309 4187**

Telephone (evening) **+64 9 309 4187**

Fax **+64 9 366 4730**

Email **david@malcolmpacific.com**

B3 Do you authorise the person stated at **B2** to act on your behalf? ☒ Yes ☐ No

B4 Have you received immigration advice on this application?

☒ Yes Please make sure that your immigration adviser completes Section K: Immigration adviser's details. Go to **B5**

☐ No Go to **B5**

B5 Immigration adviser reference code for online enquiries

This is not the adviser's licence number.

B6 Would you like us to email you instructions for registering to check online how your application is progressing?

☐ Yes ☒ No

Section C Your family

In this section, please give details of ALL your family, whether they are migrating with you or not. It is not necessary to list deceased family members.

For more information, see 'Completing Section C: Your family' in the *Investor Plus (Investor 1 Category) Guide*.

C1 Please give your parents' details. Include both biological and adoptive parents, if applicable. If your parents are deceased, give details of legal guardians (if any), and/or grandparents.

[s9(2)(a)]

E25 Other citizenships child holds

E26 Partnership status
☐ Married/in civil union ☐ Never married/never in civil union ☐ Partner
☐ Separated ☐ Engaged ☐ Widowed ☐ Divorced

E27 Does this child have children of his/her own? ☐ Yes ☐ No

Dependent child 4

E28 Child's name as shown in passport
Family/last name

Given/first name(s)

E29 Other names child is known by or has ever been known by

E30 Child's gender ☐ Male ☐ Female

E31 Child's date of birth

E32 Child's country of birth

E33 Child's passport details

Number Country Expiry date

E34 Other citizenships child holds

E35 Partnership status
☐ Married/in civil union ☐ Never married/never in civil union ☐ Partner
☐ Separated ☐ Engaged ☐ Widowed ☐ Divorced

E36 Does this child have children of his/her own? ☐ Yes ☐ No

If you have any other dependent children, please continue on a separate sheet of paper.

Section F Additional details

The following questions apply to every person included in this application aged 17 years and over.

F1 Do you or anyone else included in this application have a national identity number, or other unique identifier that was issued to you by any government? ☒ Yes. Provide details below ☐ No

National identity number

Kim Bottom

[s9(2)(a)]

F2 Have you or anyone else included in this application completed military service in any country?

☐ Yes. Please provide information about your/their military service including the dates of your/their military service, your/their position and rank, the unit or units that you/they served in, and your/their role within each unit.
☒ No.

Name of applicant	Date from (DD/MM/YY)	Date to (DD/MM/YY)	Rank	Unit name or number	Role
-------------------	----------------------	--------------------	------	---------------------	------

Please list any military identity numbers you/they were given.

F3 Are you or anyone else included in this application presently subject to military service obligations in any country?

☐ Yes ☒ No

If you have answered No, and you/they are a citizen of a country in which compulsory military service exists, please explain why you/they are exempt from military service.

F4 Have you or anyone else included in this application been associated with any intelligence agency or group, or law enforcement agency?

☐ Yes ☒ No

If you have answered Yes, please describe how you/they were involved.

F5 Have you or anyone else included in this application been associated with any group or organisation that has used or promoted violence to further their aims?

☐ Yes ☒ No

If you have answered Yes, please describe how you/they were involved.

F6 Have you or anyone else included in this application ever committed or been involved in war crimes, crimes against humanity, and/or human rights abuses?

☐ Yes ☒ No

If you have answered Yes, please describe how you/they were involved.

G1 Have you provided police certificates for every person in this application aged 17 years and over from all countries in which they have lived for 12 months or more in the last 10 years and from their country(ies) of citizenship?

☐ Yes ☒ No

G2 List all countries (including all countries of citizenship) that you and/or your family have lived in for 12 months or more in the last 10 years. Include countries where your stay has been broken by short departures.

Country	From	To
Kin Docom	Germany	2/1/74
Kin Docom	Finland	Various dates between
Kin Docom	Hong Kong	2001
		Present

[s9(2)(a)]

G3 Have you or anyone included in your application ever been sentenced to imprisonment for a term of five years or more (including any expunged criminal records)?

☐ Yes ☒ No

G4 Have you or anyone included in your application ever been sentenced to imprisonment for a term of 12 months or more within the last 10 years (including any expunged criminal records)?

☒ Yes ☐ No

G5 Have you or anyone included in your application ever been deported from any country, including New Zealand?

☐ Yes ☒ No

G6 Have you or anyone included in your application ever been involved in any terrorist activities or supported similar violent activities?

☐ Yes ☒ No

G7 Have you or anyone included in your application ever been a member of, or belonged to, any terrorist group?

☐ Yes ☒ No

G8 Have you or anyone included in your application ever been involved in any drug trading or trafficking?

☐ Yes ☒ No

G9 Have you or anyone included in your application ever been a member of, or belonged to, any group with criminal objectives?

☐ Yes ☒ No

G10 Have you or anyone included in your application ever been a member of, or belonged to, any group that has engaged in or supported criminal activities?

☐ Yes ☒ No

G11 Is there a removal order from New Zealand in force against you, or anyone included in your application?

☐ Yes ☒ No

G12 If you answered Yes to any of the questions in G1 to G11, please provide a full explanation about the surrounding circumstances. If, having considered your explanation, we assess that you are a person to whom section 7(4) of the Immigration Act 1987 applies, your application cannot be approved.

Kim Dolcom - 1994 - Computer Hacking - 2 Year suspended sentence.
Kim Dolcom - 2001 - Insider Trading - 1 Year and 8 months suspended sentence
and 100,000 Euro fine.

See attached submissions from Malcolm Pacific for more detail.

G13 Are you, or any of your family members included in your application, currently under investigation, or wanted, by any law enforcement agency in any country?

☐ Yes ☒ No

G14 Have you, or any of your family members included in your application, ever been:

- Convicted or found guilty of any offence(s) against the law in any country?
- Convicted of an offence (including a traffic offence), committed within the last five years, involving dangerous driving, driving having consumed excessive alcohol (including drunk driving and driving with a blood or breath alcohol content in excess of a specified limit) or driving having consumed drugs?
- Charged with any offence against the law in any country?
- Removed from any country including New Zealand?
- Refused entry to any country including New Zealand?
- Refused a visa/permit for any country, including New Zealand?
- Involved in any people trafficking?
- A member of, or belonged to, any group of people that had/has objectives or principles based on hostility against people or groups of people on the basis of colour, race, ethnic or national origins?
- A member of, or belonged to, any group of people that had/has objectives or principles based on an assumption that persons of a particular race or colour are inherently inferior or superior to other races or colours?

☒ Yes ☐ No

☐ Yes ☒ No

☐ Yes ☒ No

☐ Yes ☒ No

☐ Yes ☒ No

☐ Yes ☒ No

☐ Yes ☒ No

☐ Yes ☒ No

☐ Yes ☒ No

G15 Have you, in the course of applying for a New Zealand visa/permit, made any statement or provided any information, evidence, or submission that was false, misleading or forged, or withheld material information?

☒ Yes ☐ No

G16 Have you, in supporting any application by another person for a New Zealand visa or permit, made any statement or provided any information, evidence or submission that was false, misleading or forged?

☐ Yes ☒ No

6.7 If you answered Yes to any of the questions in [a] to [f], you must provide a full explanation about the surrounding circumstances.

Kim Dolcom - 1994 - Computer Hacking - 2 Year suspended sentence

Kim Dolcom - 2001 - Insider Trading - 1 Year and 8 months suspended sentence and 100,000 Euro fine

Kim Dolcom - did not declare convictions on arrival into NZ on 21/8/09 as the arrival card was completed on his behalf by another person however this was remedied with full disclosure to INZ and Customs on subsequent arrival on 6/3/10 and in the prior visitor visa application. See attached submissions from Malcolm Pacific for more detail.

Section H

Health

1 For more information see Completing Section H: Health in the Investor Plus (Investor 1 Category) Guide

[s9(2)(a)]

[s9(2)(b)]

16

Please list your earnings for at least the last five years and the sources of this income. Continue on a separate sheet of paper if necessary.

2003-

12,000,000

Megaupload Limited

2007

7,000,000

Megaupload Limited

17

Were any of the funds and/or assets you nominated at [14] gifted to you?

☐ Yes ☒ No. Go to [18]

If Yes, please explain and provide appropriate evidence to show how your donor earned or acquired these funds.

18

Please list below the documents you have provided to support the claims you have made in this section.

Annual accounts of Megaupload and letter from Citibank to verify available funds

Section J Declaration

The principal applicant, any partner and dependent children aged 17 years and over who are included in this application must agree to the following terms and conditions and sign the declaration space below. Please ensure you understand the declarations below before you sign and agree to them.

I understand that if I make any false statements, or provide any false or misleading information, or have changed or altered this form in any material way after it has been signed, my application for residence may be declined, and I may lose any right of appeal of the decision to decline the application. Any residence visa or permit may later be revoked. I may also be committing an offence and I may be prosecuted.

I have provided true and correct answers to the questions in this form.

I have listed all my family members, including any adopted by law or by custom and my grandparents or legal guardians (if any) if both my parents are deceased, and understand that the non-declaration of any family members may result in that family member not being recognised as part of my family in future applications.

I will inform Immigration New Zealand of any relevant fact or change of circumstances that may: (i) affect the decision on my application for a permit, or (ii) affect the decision to grant a permit that relies on the visa for which I am applying.

I declare that there are no matters or warrants outstanding, or investigations of any kind, which could have any current or future effect on the assessment of my good character, or the good character of any other persons included in this application.

I authorise Immigration New Zealand to make any enquiries it deems necessary regarding the information provided on this form and to share this information with other Government agencies (including overseas agencies) to the extent necessary to make decisions about my immigration status. I also consent to any organisation providing relevant information to Immigration New Zealand about me.

I authorise Immigration New Zealand to provide information about my health and my immigration status to any health service agency I authorise any health service agency to provide information about my health to Immigration New Zealand. I accept that any advice given to me is:

I accept that any advice given to me by Immigration New Zealand before submitting this application was intended to assist me, and acting on that does not mean that any later application for residence will be granted.

I understand that if I have received immigration advice from an immigration adviser and if that immigration adviser is not licensed under the Immigration Advisers Licensing Act 2007 when they should be Immigration New Zealand will return my application. Should my residence application be processed?

I declare that the funds I have invested in New Zealand should be immigration New Zealand will return my application. Should my residence application be approved, I understand that my residence permit will be subject to the requirements imposed under section 18A of the Immigration Act 1987 for three years. These requirements will be that I retain the investment in New Zealand for three years and meet the minimum time in New Zealand requirements.

I declare that the funds I have nominated in this application were lawfully earned or acquired and that I will transfer them to New Zealand according to the requirements of the Migrant Investment Policy.

I agree to participate in an evaluation of the Business Immigration Policy categories for a period of up to five years after the approval of my application.

Signature of principal applicant

Date 03 06 2010

[s9(2)(a)]

Date 03.06.2010

Signatures of accompanying dependent children over 17 years of age (if applicable)

Date

0	0	0	0	0	0	0	0
---	---	---	---	---	---	---	---

Date

D	D	M	M	Y	Y	Y	Y
---	---	---	---	---	---	---	---

Date

D	D	M	M	Y	Y	Y	Y
---	---	---	---	---	---	---	---

Date

D	D	M	M	Y	Y	Y	Y
---	---	---	---	---	---	---	---

Date

D	D	M	M	Y	Y	Y	Y
---	---	---	---	---	---	---	---

Date

D	D	M	M	Y	Y	Y	Y
---	---	---	---	---	---	---	---

Section K immigration adviser's details

This section must be completed by the applicant's immigration adviser. If the applicant does not have an immigration adviser, this section does not have to be completed.

K1 Have you been lawfully present in New Zealand for more than 183 days in the last 12 months? ☒ Yes ☐ No

K2 Tick the **one** option that applies to you.

☒ I am a licensed immigration adviser under the New Zealand Immigration Advisers Licensing Act 2007. Go to

☐ I am exempt from licensing under the New Zealand Immigration Advisers Licensing Act 2007. Go to **K4**

☒ I am an unlicensed immigration adviser. Go to Section L: Declaration by person assisting the applicant.

If you are unlicensed when you should be licensed under the Immigration Advisers Licensing Act 2007, Immigration New Zealand will return your client's application. It is an offence to provide immigration advice without holding a licence, unless you are exempt.

K3 Licensed advisers. Please provide your licence details.

Licence type

☒ full

☐ provisional

☐ limited. List conditions specified in the Register.

David Nicholas Cooper

Licence number **2,0,0,0,0,3,5,5**

Go to Section L: Declaration by person assisting the applicant.

K4 Exempt from licensing. Tick one box below to show why you are exempt from licensing.

- ☐ I provided immigration advice in an informal or family context only, and I did not provide the advice systematically or for a fee.
- ☐ I am a New Zealand member of Parliament or member of their staff and I provided immigration advice as part of my employment agreement.
- ☐ I am a foreign diplomat or consular staff.
- ☐ I am an employee of the New Zealand public service and I provided immigration advice within the scope of my employment agreement.
- ☐ I am a lawyer and I hold a current practising certificate as a barrister or as a barrister and solicitor of the High Court of New Zealand.
- ☐ I am employed by or I am working as a volunteer for a New Zealand community law centre where at least one lawyer is on the employing body of the community law centre or is employed by or working as a volunteer for the community law centre in a supervisory capacity.
- ☐ I am employed by or I am working as a volunteer for a New Zealand citizens advice bureau.
- ☐ I provided immigration advice offshore in relation to applications or potential applications for student visas or student permits only.

Go to Section L: Declaration by person assisting the applicant.

Section L Declaration by person assisting the applicant

This section must be completed and signed by the applicant's immigration adviser or by any person who has assisted the applicant by providing immigration advice, explaining, translating, or filling in the form for the applicant. If the applicant does not have an immigration adviser, and no one helped the applicant to fill in this form, this section does not have to be completed.

If you are unlicensed when you should be licensed under the Immigration Advisers Licensing Act 2007, Immigration New Zealand will return your client's application. It is an offence to provide immigration advice without holding a licence.

For more information, go to the Immigration Advisers Authority website www.iaa.govt.nz, or email info@iaa.govt.nz or write to them at PO Box 6222, Wellesley Street, Auckland 1141, New Zealand.

Name and address of person assisting applicant. ☒ Same as address given at **B2** or ☐ as below.

Family/last name

Cooper

Given/first name(s)

David Nicholas

Company name (if applicable) and address

Telephone (daytime)

Telephone (evening)

Fax

Email

any documents attached to the form, or attach any further documents to the form.

I note that the maximum penalty for this offence is a fine of up to NZ\$100,000 and/or a term of imprisonment of up to seven years. However, if changes are needed, the person making the changes must state on the form what information or documents have been changed and give reasons for the changes.

I certify that the applicant asked me to help them complete this form and any additional forms. I certify that the applicant agreed that the information provided was correct before signing the declaration.

☐ I have assisted the applicant as an interpreter/translator

☒ I have assisted the applicant with filling in the form

☐ I have assisted the applicant in another way. Please specify _____

☒ I have provided immigration advice (as defined in the Immigration Advisers Licensing Act 2007) and my details in Section K. Immigration adviser's details are correct.

Signature of person assisting _____

Date 03/06/2010



Additional information you

provide

Before you start your application for an
Investor Plus visa, you must provide the following

information to Immigration New Zealand (INZ) to ensure your application is complete and correct. This information is required to be provided to INZ to ensure your application is complete and correct.

The purpose of this section is to ensure you provide the correct information to INZ to ensure your application is complete and correct.

Providing the information to INZ is a requirement of the Immigration Act 2009 and the Immigration Regulations 2009. You must provide the information to INZ to ensure your application is complete and correct.

Providing whether you are eligible to become a citizen of New Zealand

The information we collect about you is used to determine whether you are eligible to become a citizen of New Zealand. We will also check your eligibility to become a citizen of New Zealand.

Having a New Zealand passport does not mean you are eligible to become a citizen of New Zealand. You must provide the information to INZ to ensure your application is complete and correct.

If you come to New Zealand, you must provide the information to INZ to ensure your application is complete and correct.

Other documents you may wish to send

You may wish to send other documents of information so that we can ensure it is correct and complete. Some documents only (not original documents) as these documents will not be returned to you. If we need to see an original document, you will be asked to provide it later.

For more information

If you have questions about submitting the form

- see our website www.immigration.govt.nz
- telephone our call centre on 0800 333 333 (in New Zealand)
- contact one of Immigration New Zealand's offices

Immigration New Zealand has offices in Asia, Europe, Hong Kong, Jakarta, London, Manila, Moscow, New Delhi, Mumbai, Shanghai, Singapore, Suva, Sydney and Taipei. You can also contact New Zealand diplomatic and consular offices.

In New Zealand offices are located in Auckland, Hamilton, Manukau, Palmerston North, Wellington, Christchurch, Dunedin and Invercargill.

ORDER THE INFORMATION ACT