

## Application form: Prohibition Certificate

This approved form is authorised by the Ministry for Primary Industries (MPI) pursuant to section 36 of the Farm Debt Mediation Act 2019 (the Act).

OFFICE USE ONLY  
Application number:

Farmer to prepare and send to the Office of Farm Debt Mediation.

### I, the farmer

Surname or company name\*

Given name/s (leave blank if a company)

NZBN

Phone

Mobile

Email

Physical address

Postal address

Authorised representative\*

\*Add authorised representative details if applicable

Phone

Mobile

**apply pursuant to section 36 of the Act, for a prohibition certificate to prevent the creditor identified below from taking enforcement action in relation to the farm debt referred to below, or a period of 6 months from the date of issue of the certificate.**

The particulars of this application are:

Details of the farm property over which security is held

Details of security documentation (e.g. registered mortgage over lot and plan numbers)

**Details of creditor**

Company name

NZBN

Authorised representative\*

Phone

Mobile

Email

Postal address

The application is made on the following grounds (please select as appropriate):

1. There is no current enforcement certificate or mediation agreement in force on the farm debt  
AND
2. The farmer has given the creditor a request for mediation and the creditor has failed to mediate due to one of the following (tick one box only):
  - a) No response from the creditor within 20 working days (or such longer period as agreed between parties) of the request to mediate dated (s20(1)(a))
  - b) The creditor declined to mediate and did not provide good reason (s17(3), s18)  
Declined date \_\_\_\_\_ which is within 20 days of request

(or such longer period as agreed between parties)

OR

3. The creditor did not participate in the mediation in good faith (s26 and s35)

Please attach evidence as appropriate:

- Request to mediate
- Refusal to mediate
  - The creditor failed to respond to a mediation request within 20 working days after receiving it (s17)
  - The creditor indicated in writing to the creditor that they did not want to proceed with mediation (s20(1)(b))
  - The creditor indicated by another manner that they did not want to proceed to mediation (s20(1)(c)). If relying on this ground, please attach a statutory declaration setting out facts which are considered to constitute a refusal to mediate including relevant dates.

**Authorisation**

I / We hereby authorise MPI to obtain and disclose such information as considered necessary in relation to this application.

I / We certify that all information provided in the whole of this application is true and accurate.

Applicant/s signature

Date

**Privacy information**

Personal and commercially sensitive information provided on this form or obtained from any relevant person may be used by MPI to assess your application and in the administration and management of the Act. More information about our privacy policy is available at <https://www.mpi.govt.nz/about-this-site/privacy-and-security/>.

