

# Tender Form

This form establishes an offer by tender to purchase shares from an existing investor in a Forest Enterprises forestry investment, as detailed below.

|  |                |
|--|----------------|
| <b>Tenderer Details</b>  |                |
| Name: _____  |                |
| Address: _____<br>_____  |                |
| Phone: (Day) _____   | (Mobile) _____ |
| Email: _____   |                |
| Tenderer intends to invest as: (tick one)    Individual(s) <input type="checkbox"/> Trust <input type="checkbox"/> Company <input type="checkbox"/> Partnership <input type="checkbox"/> |                |

  

|  |  |
|--|--|
| <b>Offer Details</b>   |  |
| Investment Name: _____   |  |
| Number of Shares: _____  | *Purchase Price: \$ _____ (Total in figures) |
| _____ (Total in words)   |  |
| <b>PLUS</b> the Forest Enterprises Ltd (FEL) Transfer Fee of \$300.00, payable if my/our tender is successful. |  |

**By submitting a completed and signed Tender, the Tenderer acknowledges and agrees to the following:**

- To pay a non-refundable Transfer Fee of \$300.00 per investment for the number of shares purchased. Payment is to be included with the payment for the shares.
- The Tenderer has full legal capacity (has attained the age of 18 years and is competent to manage their own affairs in relation to property), and authority (if acting for the Buyer of the shares), to submit this tender and enter into a binding contract to buy the shares.
- The documentation to be completed in respect of any resulting sale will take into account the Land Value and the Value of Standing Timber pursuant to Section HG5 of the Income Tax Act 2007. In the event that the Value of Standing Timber exceeds the \$50,000 threshold, or the New Zealand Inland Revenue determines the threshold is exceeded, the financial consequences will be the sole responsibility of the Seller. As a consequence, the successful Buyer will then receive a Cost of Timber (as that is defined in section DP 10 of the Income Tax Act 2007) in respect of the Standing Timber purchased.
- Should the offer be accepted by the Seller, the consequential contract will be with the Seller, and whilst FEL will co-ordinate and facilitate the process, FEL has no responsibility or liability to the Tenderer should the Seller default in their obligations to complete the resulting transfer, other than to reimburse the Purchase Price and Transfer Fee if paid. Payment is expected within 5 working days of the offer being accepted.
- Until a transfer of Shares is registered in the Register of Limited Partners maintained by the Manager, the Seller is entitled to receive all distributions paid on the Shares. Therefore, if any distribution is paid to the Seller following a listing of the Shares and before the registration of the transfer (unless both Seller and Buyer agree otherwise) the sale price payable by the Buyer will be reduced by the amount of that distribution. FEL will advise the Tenderer of any post listing distribution made to the Seller.
- Should the offer be accepted, the documentation necessary to settle the transfer of the shares will be completed and returned in full.
- This offer is irrevocable until acceptance by the Seller, or for ten (10) working days following the receipt by FEL of the offer whichever is sooner.
- That the investment is contributory in nature and therefore may require Investor payments (referred to as Calls) between the purchase date and harvest. Refer to the Investment Report (Cashflow Projection) for further details.

**Tenderer Full Name:** \_\_\_\_\_

**Tenderer Signature:** \_\_\_\_\_ **Date:**        /        /

Return your completed Tender Form to Customer Services Manager Sean Roberts at [sroberts@forestenterprises.co.nz](mailto:sroberts@forestenterprises.co.nz)



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Forest Enterprises is the business name of Forest Enterprises Growth Limited and its subsidiary Forest Enterprises Limited. Forest Enterprises Limited is licensed to manage Managed Investment Schemes (excluding managed funds) which are primarily invested in forestry assets.