



File No. DOIA 2122-1525

21 February 2022

Cherie Kara

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Dear Cherie,

Thank you for your request to the Ministry of Business, Innovation and Employment (MBIE) of 1 February 2022, requesting under the Official Information Act 1982 (the Act), the following information:

*"I would like to request some information about the use of the Criminal Proceeds (Recovery) Act 2009 and the redistribution through the "hypothecated fund" in the eight years since it came into effect.*

- 1. For each of the years 2017-2021, the number of restraint and forfeiture orders that were successful.*
- 2. For each of the years 2017-2021, the money value of restraint and forfeiture orders that were successful.*
- 3. For each of the years 2017-2021, the money value of restraint and forfeiture orders that were re-distributed through the "hypothecated fund" to institutions that target the drivers of drug and organised crime.*
- 4. For each of the years 2017-2021, specifically which government agencies / institutions that target the drivers of drug and organised crime were successful in their application for this "hypothecated fund" and approved by Cabinet..."*

As advised in my letter of 3 February 2022, questions 3 and 4 of your request have been transferred to the Ministry of Justice as the information requested is believed to be more closely aligned with the functions of the Ministry of Justice.

We have interpreted questions 1 and 2 above, which seek information relating to orders that were 'successful', as seeking the total volume and value of new orders actually issued each year under the Criminal Proceeds (Recovery) Act 2009 (CPRA).

The information requested is set out in the table below. The number of new orders includes:

- Restraining Orders (including Variation Orders in a particular case that involves further assets identified for forfeiture or restraint during the conduct of the case);
- Forfeiture Orders, and

- Warrants that require Police to place assets in the custody and control of the Official Assignee under section 103 of the CPRA

The figures for value of assets include the total estimated value of assets placed into the custody and control of the Official Assignee for each year.

**Table showing new orders and warrants and value of new assets for Criminal Proceeds (Recovery) Act 2009 matters**

Financial year July to June	2016-2017	2017-2018	2018-2019	2019-2020	2020-2021
<b>Number of new orders and warrants</b>  <i>Note: New restraint/forfeiture orders and warrants that place assets in custody and control of Official Assignee</i>	113	150	191	225	206
<b>Estimated \$ Value of assets per year</b>	166,057,881	49,504,943	103,890,392	204,758,083	97,138,566

If you wish to discuss any aspect of your request or this response, or if you require any further assistance, please contact Naomi Bentley, CPMU Manager on [naomi.bentley@mbie.govt.nz](mailto:naomi.bentley@mbie.govt.nz).

Yours sincerely



**Pete Seufatu**  
**National Manager**  
 Criminal Proceeds Integrity and Enforcement  
 Ministry of Business, Innovation and Employment