
S173 Search Purposes

A search of the Personal Property Securities Register (PPSR) may be carried out only by the following persons for the following purposes:

- (a) an individual, or a person with the consent of the individual, for the purpose of searching for information about that individual in accordance with the Privacy Act 1993
- (b) a debtor or secured party for a purpose that relates to the debtor's or secured party's security interest in respect of which a financing statement has been registered
- (c) a person for the purpose of—
 - (i) establishing whether or not personal property that is to be purchased or otherwise dealt with by the person is subject to a security interest
 - (ii) establishing whether to provide credit to, or to obtain a guarantee or an indemnity from, the person named in the search or the person with an interest in the personal property described in the search
 - (iia) establishing whether to provide credit to, or to obtain a guarantee or an indemnity from, a related company of the company named in the search or of the company with an interest in the personal property described in the search
 - (iii) establishing whether to invest in, with, or through, the person named in the search
 - (iv) establishing whether to invest in, with, or through, a related company of the company named in the search or of the company with an interest in the personal property described in the search
- (d) a liquidator of a company for a purpose that relates to the administration of the liquidation
- (e) a receiver for a purpose that relates to the administration of the receivership
- (f) the Official Assignee for a purpose that relates to the administration of the bankruptcy of the person named in the search
- (g) an executor or administrator of a deceased estate for a purpose that relates to the administration of the deceased estate of the person named in the search
- (h) a public sector agency for a purpose that relates to the maintenance of the law (including the prevention, detection, investigation, prosecution, and punishment of offences)
- (i) the holder of a lien or charge, or a creditor, for a purpose that relates to the enforcement of the lien, charge, or creditor's rights, as the case may be
- (j) a bailiff of the High Court of New Zealand or of any other court for a purpose that relates to the enforcement of a court order or warrant
- (k) any news medium for the purpose of verifying or establishing, in relation to a particular record, a fact that relates to its news activities
 - (ka) the Registrar for a purpose that relates to any of the functions, duties, and powers exercisable by the Registrar in relation to this Act
- (l) a person for the purpose of advising another person in connection with any of the purposes referred to in paragraphs (a) to (ka)

Note: A PPSR search includes all financing statement data registered at the date and time the Commercial Check was performed.

In conducting a Commercial Check including a search of the PPSR, you should be aware that discharged or expired financing statements could be restored by a Court Order. There may also be a pending financing statement that is in the process of being registered. You may, therefore, consider performing another Commercial Check at a later date.
