

Proactive Release

This document is proactively released by Te Manatū Waka the Ministry of Transport.

Some information has been withheld on the basis that it would not, if requested under the Official Information Act 1982 (OIA), be released. Where that is the case, the relevant section of the OIA has been noted and no public interest has been identified that would outweigh the reasons for withholding it.

Listed below are the most commonly used grounds from the OIA.

<u>Section</u>	<u>Description of ground</u>
6(a)	as release would be likely to prejudice the security or defence of New Zealand or the international relations of the New Zealand Government
6(b)	as release would be likely to prejudice the entrusting of information to the Government of New Zealand on a basis of confidence by <ul style="list-style-type: none"> (i) the Government of any other country or any agency of such a Government; or (ii) any international organisation
6(c)	prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial
9(2)(a)	to protect the privacy of natural persons
9(2)(b)(ii)	to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information
9(2)(ba)(i)	to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public
9(2)(ba)(ii)	to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest
9(2)(f)(ii)	to maintain the constitutional conventions for the time being which protect collective and individual ministerial responsibility
9(2)(f)(iv)	to maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials
9(2)(g)(i)	to maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to Ministers of the Crown or members of an organisation or officers and employees of any public service agency or organisation in the course of their duty
9(2)(h)	to maintain legal professional privilege
9(2)(i)	to enable a Minister of the Crown or any public service agency or organisation holding the information to carry out, without prejudice or disadvantage, commercial activities
9(2)(j)	to enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)



Cabinet

Minute of Decision

This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.

Report of the Cabinet Business Committee: Period Ended 6 September 2024

On 9 September 2024, Cabinet made the following decisions on the work of the Cabinet Business Committee for the period ended 6 September 2024:

Out of Scope

CBC-24-MIN-0088

**International Maritime Organisation: Climate
Change Negotiation Mandate**
Portfolio: Associate Transport

CONFIRMED

Out of Scope

Rachel Hayward
Secretary of the Cabinet



Cabinet Business Committee

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International Maritime Organisation: Climate Change Negotiation Mandate

Portfolio Associate Transport

On 2 September 2024, the Cabinet Business Committee:

Background

- 1 **noted** that New Zealand is participating in International Maritime Organization (IMO) negotiations for the adoption of measures to meet agreed greenhouse gas (GHG) targets for international shipping;
- 2 **noted** that the measures will include an economic emissions pricing mechanism and a technical element (fuel emissions intensity standard);
- 3 **noted** that the IMO plans for the measures to be finalised in late 2025 with entry into force by 2027;
- 4 **noted** that future IMO GHG regulations will most likely be incorporated into Annex VI of the International Convention for the Prevention of Pollution from Ships (MARPOL) and be binding for New Zealand unless New Zealand reserves its position;
- 5 **noted** that the negotiations at the IMO will have wider implications for government with potential impacts for trade, New Zealand's economy, its international relationships, and impacts for the region;

Principles for New Zealand's engagement at the IMO

6

s 9(2)(j)

s 9(2)(j)

Powers to act

Delegations within bounds of Cabinet guidance

- 7 **authorised** the Minister of Foreign Affairs, Minister for Trade, Associate Minister of Transport, and Minister of Climate Change to take any final decisions on issues in the negotiations;

Delegations outside bounds of Cabinet guidance

- 8 **noted** that, should the negotiations move outside the bounds of existing Cabinet decisions, any final decisions with regards to New Zealand's position would, where possible, be considered by Cabinet;
- 9 **noted** where there are fast-moving developments in the negotiations and time constraints, it may not be possible to convene Cabinet to take final decisions;
- 10 **authorised** the Prime Minister, Minister for Foreign Affairs, Minister of Finance, Minister for Trade, Associate Minister of Transport, and the Minister of Climate Change to take together any final decisions on other issues in the negotiations, in line with the decisions under CBC-24-MIN-0088;

Next steps

- 11 **invited** the Associate Minister of Transport to report back to the Cabinet Economic Policy Committee on the outcomes of the October IMO negotiations.

Jenny Vickers
Committee Secretary

Present:

Rt Hon Winston Peters (Chair)
Hon David Seymour
Hon Nicola Willis
Hon Brooke van Velden
Hon Dr Shane Reti
Hon Simeon Brown
Hon Paul Goldsmith
Hon Todd McClay
Hon Matt Doocey
Hon Simon Watts
Hon Penny Simmonds

Officials present from:

Office of the Prime Minister
Department of the Prime Minister and Cabinet
Ministry of Health