

OC240146

21 March 2023

Tēnā koe

I refer to your email dated 16 February 2024, requesting the following under the Official Information Act 1982 (the Act):

“...recent, upcoming and proposed changes to the implementation of actions under the existing Emissions Reduction plan, for which Te Manatū Waka is the lead.

“Specifically, changes made or proposed since September 2023, which have already been implemented, or which might or will be implemented while the first Emissions Reduction Plan is still in place.

“I am primarily interested in changes which will have a significant impact, positive or negative, in terms of green house gas emissions.

“Please provide information relating to such changes, or proposed changes, such as discussion documents, policy proposals, or decision documents (including policy analysis, internal briefings to Ministry leadership, Ministerial documents and Cabinet documents).”

As you note in your request, Te Manatū Waka is responsible for and supports on a large number of actions in the first Emission Reduction Plan (ERP1). The forward mix of policies, which includes the role of ERP1 actions, is currently being considered by the Government as it develops the second emissions reduction plan (ERP2). Therefore, I am refusing your request for any information relating undecided, proposed, or unimplemented changes to ERP1 under section

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.

However, there are some actions from ERP1 that Te Manatū Waka leads which were changed due to ministerial decisions arising from manifesto and coalition agreements and the Government’s 100-day plan. In preparing this response, I have provided information on changes which were decided during the timeframe requested. 22 documents fall within the scope of your request and are detailed in the document schedule attached as Annex 1. The schedule outlines how the documents have been treated under the Act.

A key role of the Climate Change Chief Executives Board is to report on the delivery of actions in the emissions reduction plan and the national adaptation plan. In these reports, the Board provides collective advice on risks and opportunities to delivering on these plans and how New Zealand is tracking against its climate goals and targets. Published reports can be found here: <https://environment.govt.nz/what-government-is-doing/areas-of-work/climate-change/about-new-zealands-climate-change-programme/climate-change-chief-executives-board/climate-change->

[executives-board-released-material/](#). Future reports will be produced on a quarterly cadence and proactively released once they have been considered by Ministers.

With regard to the information that has been withheld under section 9 of the Act, I am satisfied that the reasons for withholding the information at this time are not outweighed by public interest considerations that would make it desirable to make the information available.

You have the right to seek an investigation and review of this response by the Ombudsman, in accordance with section 28(3) of the Act. The relevant details can be found on the Ombudsman's website www.ombudsman.parliament.nz

The Ministry publishes our Official Information Act responses and the information contained in our reply to you may be published on the Ministry website. Before publishing we will remove any personal or identifiable information.

Nāku noa, nā

A handwritten signature in black ink, appearing to read 'Erin Wynne', with a stylized flourish at the end.

Erin Wynne
ERP2 Development Team Manager

Annex 1: Schedule of Documents

ERP1 Action	Document	Treatment under the Act
Deliver major public transport service and infrastructure improvements in Auckland [1.2b.3]	Cabinet paper- Cancelling the Auckland Light Rail Project	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/Cancelling-the-Auckland-Light-Rail-Project-Cabinet-Paper_Proactive-Release.pdf
	Briefing paper- Advice on the approach to cancel Auckland Light Rail	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper will be published here: https://www.transport.govt.nz/area-of-interest/auckland/auckland-light-rail-project/
	Briefing paper- Implementing Cabinet's Decision making	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper will be published here: https://www.transport.govt.nz/area-of-interest/auckland/auckland-light-rail-project/
Deliver major public transport service and infrastructure improvements in Wellington [1.2b.3]	Briefing paper- Withdrawing from Let's Get Wellington Moving	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper will be published here: https://www.transport.govt.nz/area-of-interest/infrastructure-and-investment/lets-get-wellington-moving/
Continue to incentivise the uptake of low and zero-emissions vehicles through the Clean Vehicle Discount scheme and consider the future of the Road User Charge exemption for light vehicles beyond 2024 [2.1.1]	Briefing paper- Expiry of the RUC exemption for light electric vehicles on April 1, 2024	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/EV-RUC-redacted-for-web.pdf
Continue to incentivise the uptake of low and zero-	Climate Implications of Policy Assessment: Disclosure Sheet-	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here:

ERP1 Action	Document	Treatment under the Act
emissions vehicles through the Clean Vehicle Discount scheme and consider the future of the Road User Charge exemption for light vehicles beyond 2024 [2.1.1]	Discontinuing the Clean Car Discount	https://www.transport.govt.nz/assets/Uploads/CIPA-CCD-settings-change-Dec-2023-REDACTED.pdf
	Briefing paper- Advice on ending the Clean Car Discount.	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/OC230926-Advice-on-ending-the-Clean-Car-Discount-REDACTED.pdf
	Regulatory Impact Statement- Discontinuing the Clean Car Discount. <i>Version produced on 30 November 2023</i>	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/regulatory-impact-statement-terminating-the-CCD-FINAL-30-November-2023-REDACTED.pdf
	Cabinet Background information and Talking points- Ending the Clean Car Discount	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/AdviceontheLandTransportCleanVehicleDiscountSchemeRepealAmendmentBill.pdf
	Briefing paper- Confirmation of the Land Transport (Clean Vehicle Discount Scheme Charges) Amendment Regulations 2023	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/AdviceontheLandTransportCleanVehicleDiscountSchemeRepealAmendmentBill.pdf
	Briefing paper- Next steps to legislate the end of the Clean Car Discount	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/OC231022-Next-steps-to-legislate-the-end-of-the-Clean-Car-Discount-marked-up_Redacted.pdf
	Departmental Disclosure Statement <i>This document is an attachment to the briefing paper- Next steps to legislate the end of the Clean Car Discount</i>	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://disclosure.legislation.govt.nz/bill/government/2023/6
	First reading speech CCD	Refused in full under section 18(d).

ERP1 Action	Document	Treatment under the Act
	<p><i>This document is an attachment to the briefing paper- Next steps to legislate the end of the Clean Car Discount</i></p>	<p>The transcript of the first reading of the Land Transport (Clean Vehicle Discount Repeal) Amendment Bill – First Reading) is published on the NZ Parliament website and is available here:</p> <p>https://www.parliament.nz/en/pb/hansard-debates/rhr/document/HansS_20231212_130260000/brown-simeon</p> <p>While your request captures a draft speech, we believe this transcript satisfies the public interest test and intention of the Act.</p>
	<p>Second reading speech 4 CCD</p> <p><i>This document is an attachment to the briefing paper- Next steps to legislate the end of the Clean Car Discount</i></p>	<p>Refused in full under section 18(d).</p> <p>The transcript of the second reading of the Land Transport (Clean Vehicle Discount Repeal) Amendment Bill – Second Reading) is published on the NZ Parliament website and is available here:</p> <p>https://www.parliament.nz/en/pb/hansard-debates/rhr/document/HansS_20231212_130980000/brown-simeon-oconnor-greg</p> <p>While your request captures a draft speech, we believe this transcript satisfies the public interest test and intention of the Act.</p>
	<p>Third reading speech CCD</p> <p><i>This document is an attachment to the briefing paper- Next steps to legislate the end of the Clean Car Discount</i></p>	<p>Refused in full under section 18(d).</p> <p>The transcript of the third reading of the Land Transport (Clean Vehicle Discount Repeal) Amendment Bill – Third Reading) is published on the NZ Parliament website and is available here:</p> <p>https://www.parliament.nz/en/pb/hansard-debates/rhr/document/HansS_20231212_137100000/brown-simeon</p> <p>While your request captures a draft speech, we believe this transcript satisfies the public interest test and intention of the Act.</p>
	<p>Background Q&As for Bill 6 Dec</p> <p><i>This document is an attachment to the briefing paper- Next steps to legislate the end of the Clean Car Discount</i></p>	<p>Refused in full under section 18(d).</p> <p>The background Q&As were provided to support the Minister in the House. The Hansard record for Tuesday 12 December 2023 (continued Thursday, 14 December 2023) – Volume 772 records the Ministers statements in the House during the passage of the Bill. Available here:</p> <p>https://www.parliament.nz/en/pb/hansard-debates/rhr/combined/HansD_20231212_20231214</p> <p>While your request captures background Q&As, we believe this transcript satisfies the public interest test and intention of the Act.</p>
	<p>Cabinet paper- Land Transport (Clean Vehicle Discount</p>	<p>Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here:</p>

ERP1 Action	Document	Treatment under the Act
	Scheme Repeal) Amendment Bill	https://www.transport.govt.nz/assets/Uploads/OC230967-Land-Transport-Clean-Vehicle-Discount-Scheme-Repeal-Amendment-Bill-Cabinet-Paper-REDACTED.pdf
	Briefing paper-Introduction of the Land Transport (Clean Vehicle Discount Scheme Repeal) Amendment Bill-	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/AdviceontheLandTransportCleanVehicleDiscountSchemeRepealAmendmentBill.pdf • .
	Land Transport (Clean Vehicle Scheme Repeal) Amendment Bill <i>This document is an attachment to the briefing paper-Introduction of the Land Transport (Clean Vehicle Discount Scheme Repeal) Amendment Bill</i>	Withheld entirely under the following section of the Act: • 9(2)(h) to maintain legal professional privilege.
	Clause by clause analysis. Land Transport (Clean Vehicle Discount Scheme Repeal) Amendment Bill. <i>This document is an attachment to the briefing paper-Introduction of the Land Transport (Clean Vehicle Discount Scheme Repeal) Amendment Bill</i>	Withheld entirely under the following section of the Act: • 9(2)(h) to maintain legal professional privilege.
	Briefing paper-Ending the Clean Car Discount-Updated funding Deed ad ministerial direction	Refused under section 18(d) as the information requested is or will soon be publicly available. This paper can be found here: https://www.transport.govt.nz/assets/Uploads/AdviceontheLandTransportCleanVehicleDiscountSchemeRepealAmendmentBill.pdf