

OC230702

5 September 2023



Tēnā koe 

I refer to your email dated 8 August 2023, requesting the following under the Official Information Act 1982 (the Act):

*“Can I please request these briefing documents under the Official Information Act. May 2023*

- *OC230366 Auckland Light Rail Limited Draft Statement of Performance Expectations 2023/24*
- *OC230450 Auckland Light Rail - Route and Station Decision April 2023*
- *OC230360 Auckland Light Rail Route and Stations - Aide Memoire for Sponsoring Ministers*

*Please provide a response within 20 working days, September 2 2023. If any of these documents have been released publicly please provide the links forthwith.”*

Three 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 you requested have been treated under the Act.

The first document ‘OC230366 Auckland Light Rail Limited Draft Statement of Performance Expectations 2023/24 ‘ the Ministry has already released the following document, so your request has been refused under section 18(d) of the Act.

You may view this briefing here by following this link:

<https://www.transport.govt.nz/assets/Uploads/May2023BriefingstoMinisterofTransport.pdf>.

The final Statement of Performance Expectations can be accessed here:

<https://www.lightrail.co.nz/media/p1jndqw0/spe-fy24-alr-13723.pdf>

The remaining two documents ‘OC230450 Auckland Light Rail - Route and Station Decision April 2023’ and ‘OC230360 Auckland Light Rail Route and Stations - Aide Memoire for Sponsoring Ministers’ are being withheld 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.

Information in these documents contain confidential policy advice that informs Ministers on their decision making on route protection. We cannot release this information at this stage as a final decision on route protection has not been made.

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](http://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



Chris Gulik  
**Acting Director, Auckland Light Rail**

## Annex 1 – Document Schedule

<b>Doc#</b>	<b>Date</b>	<b>Document</b>	<b>Decision on release</b>
1	19 May 2023	OC230366 Auckland Light Rail Limited Draft Statement of Performance Expectations 2023/24	Refused under section 18(d) as the information is already publicly available
2	27 April 2023	OC230360 Aide Memoire - ALR Routes and Stations	Withheld in full under section 9(2)(f)(iv)
3	31 May 2023	OC230450 Briefing - Auckland Light Rail Routes and Station Decision	Withheld in full under section 9(2)(f)(iv)