

- review the draft State Highway speed management plan and provide advice to the Director of Land Transport (the Director) in accordance with the Rule prior to the Director providing final certification
- provide oversight of the information and guidance on speed management Waka Kotahi provides under the Rule, to ensure this information is up-to-date and fit-for-purpose
- if considered necessary, request Waka Kotahi procure independent reviews of the information and guidance on speed management Waka Kotahi produces.

The SMC may also provide comments to Waka Kotahi (as RCA) on consultation draft plans during the consultation process.

Responsibilities

When reviewing the State Highway speed management plans, the SMC must provide the Director with its view on whether it is satisfied the plans include the following:

- An implementation programme for at least three financial years from the start of the State Highway speed management plan, which sets out:
 - the changes (if any) being proposed to speed limits
 - information about speed limits includes the geographic area, the type of speed limit, and the proposed speed limit expressed in kilometres per hour
 - for a seasonal or variable speed limit, additional information includes the conditions under which each speed limit will apply.
 - the changes (if any) being proposed to safety infrastructure on the relevant roads, and
 - the timeframe within which each change is proposed to occur.
- The outcome of reviews of speed limits of 70 km/h or 90 km/h (as required by clause 4.3(2) of the Rule)
- Any designation of a category two school, including the explanation for why, having regard to any guidance provided by Waka Kotahi about speed limits outside schools, the speed limit outside the category two school is safe and appropriate for the road.
- The outcome of review of any school speed limits that have been left at 40km/h (as required by clause 5.2(4) of the Rule).
- Any changes being proposed to a speed limit that do not align with the confirmed Waka Kotahi assessment of what is the safe and appropriate speed limit for the road, and an explanation for why the RCA proposes a speed limit that differs from the confirmed Waka Kotahi assessment.
- Comment on any review relevant to the region completed by Waka Kotahi since the previous plan was published.

When reviewing State Highway speed management plans, the SMC may also provide comment in writing on the extent to which, in its view, the plan:

- sets out the objectives, policies, and measures for managing speed on relevant roads for at least 10 financial years from the start of the plan
- is consistent with the road safety aspects of the Government Policy Statement on Land Transport and any Government road safety strategy

- takes a whole-of-network approach to changing speed limits, safety cameras and safety infrastructure
- will lead to speed limits set in compliance with the Rule
- has regarded the desirability of roads controlled by adjoining RCAs having the same speed limits, unless there is good reason for different speed limits
- is likely to lead to compliance with the timeframes for the implementation of safer speed limits around schools and each RCA must have used reasonable efforts to ensure:
 - at least 40 percent of schools under its control have speed limits compliant with the Rule by 30 June 2024 and
 - 100 percent of schools under its control have speed limits compliant with the Rule by 31 December 2027.

Appointment of members

The Minister of Transport will appoint SMC members by written notice. The SMC will comprise of up to nine members selected for their expertise in their specialist areas. This includes the following:

- Appropriate knowledge, skills, and experience regarding speed management and road safety.
- Appropriate knowledge, skills, and understanding of the impacts of speed management on local government, motorists, rural communities, vulnerable road users, freight carriers, or enforcement matters.
- Other appropriate knowledge, skills, and experience to help the SMC achieve its purposes, perform its functions and duties and exercise its powers.

Members are not appointed as representatives of their primary employer or any other organisation.

The Minister of Transport may, at any time and entirely at their discretion, remove a member or cancel an appointment if they consider the member no longer fit to fulfil the role as an SMC member. This removal will be made by written notice and will state the date of removal.

Expected time commitment

The term of the appointment will be up to three years.

Meetings will normally be held in Wellington. Members may attend meetings in person or by videoconference/teleconference link.

The timing of meetings will align with the certification of Waka Kotahi State Highway speed management plans. This will require meetings to certify plans approximately every three years in accordance with the Rule. Certification of State Highway speed management plans may be regional rather than national. If this is the case, the SMC may be required to meet several times in the certification year.

The SMC may also meet to review and submit feedback on the consultation draft of the State Highway speed management plan, in addition to the State Highway speed management plan submitted for certification.

One to two days preparation is expected for each meeting. Prior to each meeting, members are expected to have critically appraised all information provided to the SMC to be

considered at the meeting and analysed the subject, forming an initial professional view for discussion at the meeting.

Remuneration and expenses

Members will be paid for their time attending and preparing for SMC meetings. The fee for a member is \$330 per day and for the Chair \$500 per day. These fees are set by the Cabinet Fees Framework and reflect an element of public service.

Members will also be reimbursed for travel to SMC meetings and any other reasonable expenses incurred related to the SMC's work.

Conduct of SMC members

Members are expected to conduct themselves in accordance with the Terms of Reference and perform their functions honestly, and impartially and in good faith. All material received by members and discussion at meetings is to be treated in confidence and not to be shared outside of the SMC.

SMC members are expected to declare any relevant interests prior to each meeting. As the Secretariat, Waka Kotahi will maintain an interests register.

Only the Chair is authorised to comment publicly on the affairs of the SMC, and as a matter of no surprises, the Chair is expected to advise the Secretariat, the Director, and the Minister of Transport in advance.

Members are expected not to take any action or make any public statement that is derogatory of or in any way damaging to the SMC, Waka Kotahi, Te Manatū Waka, or the Minister of Transport. Doing so may result in the Minister removing the member from the SMC.

ANNEX THREE – CABINET FEES FRAMEWORK ANALYSIS FOR THE SPEED MANAGEMENT COMMITTEE

- 36 Under the Framework, the SMC is classified as a Group Four body, which are non-governing committees and bodies. These may be advisory, technical or regulatory bodies with functions described in statute, or established by a minister or Cabinet.
- 37 The level for a Group Four body is determined by applying a score to the following factors:
- 37.1 the skills, knowledge and experience required for members (scores range from 1-12)
 - 37.2 the function, level and scope of the authority of the body (scores range from 1-6)
 - 37.3 complexity of issues facing the body (scores range from 1-5) and
 - 37.4 expected public interest and profile of the body (scores range from 1-5).
- 38 The table below indicates the relevant score for the SMC when assessed against the above criteria:

Table 1: The Cabinet Fees Framework for Group Four bodies as applied to the SMC

Framework Factor	Type	Definition	SMC Score
Skills, knowledge and experience	'Substantive' or 'Distinguished'	Substantive: 'Substantial range of knowledge and experience in a field or professional discipline sometimes associated with senior level functional or technical leadership, executive management or governance roles. May include widely respected people with broad community support.' OR Distinguished: Deep and broad knowledge in a specific area or as a leader. Widely respected as a subject matter expert or authority in their field.	8-10
Function, level and scope of authority		Provides a broad range of advice on technical and/or policy issues (multi outputs) to an agency governance board/CEO or Minister where issues affect Government policy.	2
Complexity of issues	Evaluative	Issues will include circumstances, facts and concepts different to those that have been experienced in the past. Analytical thinking and evaluative judgement will be required to identify realistic alternatives and apply/recommend a solution.	3
Public interest and profile		Strong public and stakeholder interest and importance would be associated with these issues. Media interest would also be expected, but potential risk to personal or the body's reputation is unlikely.	4
Total			17-19

Daily fees for SMC members and Chair

- 39 With a score of 17-19, the SMC falls in the Level Three fee range. The table below indicates fee ranges for all levels of Group Four bodies:

Table 2: Group Four daily fees

Total Score	Level	Fees range – Chair	Fees range – Member
24-28	1	\$540 - \$1,150	\$405 - \$865
20-23	2	\$390 - \$885	\$290 - \$560
15-19	3	\$280 - \$575	\$205 - \$395
10-14	4	\$250 - \$365	\$190 - \$270
9 or less	5	\$205 - \$265	\$150 - \$205

RELEASED UNDER THE
OFFICIAL INFORMATION ACT 1982



OIA BRIEFING

27 July 2022

OC220455

Hon Michael Wood
Minister of Transport

Action required by:
Wednesday, 10 August 2022

OFFICIAL INFORMATION ACT REQUEST FROM s 9(2)(a)
s 9(2)(a) **FOR ADVICE FROM APRIL 2022**

Purpose

Seek your agreement to the proposed response to an Official Information Act 1982 request from s 9(2)(a)

Name of Requester s 9(2)(a)

Request

"Under the Official Information Act 1982, I request a copy of all the reports/briefings, memos, aides-memoire, notes or written advice received from the Ministry of Transport in April 2022, as well as the following documents received from NZTA in April 2022 referenced in this link: <https://www.nzta.govt.nz/assets/About-us/docs/advice-provided-to-ministers/2022/advice-provided-to-ministers-202204.pdf>

Where information is withheld, I request that you provide the title and date of the communication/document withheld, the reason for refusal and the grounds in support of that reason as required by section 19(a) of the Official Information Act."

Statutory deadline Wednesday, 10 August 2022

Risks Risks and mitigations are outlined in the three document schedules attached as Annex One.

Recommendations

We recommend you:

1 **consider** the proposed response to the request under the Official Information Act 1982

2 **sign** the attached letter to s 9(2)(a) Yes / No



 Hilary Penman
 Manager, Ministerial Services
 27 / 07 / 2022

 Hon Michael Wood
 Minister of Transport
 / /

Minister's office to complete:

☐ Approved☐ Declined☐ Seen by Minister☐ Not seen by Minister☐ Overtaken by events**Comments****Contacts**

Name	Telephone	First contact
Hilary Penman, Manager, Ministerial Services	s 9(2)(a)	✓
Cat Wilson, Senior Adviser, Official Correspondence	s 9(2)(a)	

OFFICIAL INFORMATION ACT REQUEST FROM s 9(2)(a) FOR ADVICE FROM APRIL 2022

Background and extension

- 1 On 30 May 2022 you received an Official Information Act request from s 9(2)(a)

requested:

Under the Official Information Act 1982, I request a copy of all the reports/briefings, memos, aides-memoire, notes or written advice received from the Ministry of Transport in April 2022, as well as the following documents received from NZTA in April 2022 referenced in this link:

<https://www.nzta.govt.nz/assets/About-us/docs/advice-provided-to-ministers/2022/advice-provided-to-ministers-202204.pdf>

Where information is withheld, I request that you provide the title and date of the communication/document withheld, the reason for refusal, and the grounds in support of that reason as required by section 19(a) of the Official Information Act.

- 2 A response was due to the requester no later than 29 June 2022.
- 3 On 22 June 2022 your office advised s 9(2)(a) of an extension of 30 working days to the time period for making a decision on his request. The extension was due to the request being for a large quantity of information and meeting the original time limit would have unreasonably interfered with the operations of the department, and consultations necessary were such that a proper response to the request could not reasonably be made within the original time limit.
- 4 A response is now due to the requester no later than Wednesday, 10 August 2022.
- 5 The Ministry has drafted the attached response letter and this briefing for your consideration. Also attached to this briefing are:
- Prepared by the Ministry:
 - proposed decision and associated advice on each document as Annex One, Document Schedule One, and Document Schedule One A.
 - Ministry documents proposed for release.
 - Prepared by Waka Kotahi:
 - proposed decision and associated advice on each document as Annex One, Document Schedule Two.
 - Waka Kotahi documents proposed for release.

Ministry documents

- 6 As the requester referred to the published list of April advice Waka Kotahi provided to you, your office advised the Ministry to interpret the request for “all the reports/briefings, memos, aides-memoire, notes or written advice received from the Ministry of Transport in April 2022” using the same approach.

- 7 Therefore, the request for papers provided to you from the Ministry has been drawn from the Ministry's now published list of papers provided to you during April. This list can be found on the Ministry's website at: www.transport.govt.nz/assets/Uploads/BriefingListApril2022.pdf. This does not include any other written advice such as the weekly reports the Ministry provides.
- 8 A total of 47 documents from the Ministry fall within scope of the request, including the 35 published titles and 12 documents whose titles were withheld from the published list.
- 9 The Ministry recommends eight of these 12 documents continue to be withheld in full, including their titles and dates received, under sections 9(2)(f)(iv) and 6(a) of the Act. Therefore, no further details about these eight papers are proposed to be provided to the requester.
- 10 The Ministry recommends the titles of four of the 12 previously withheld no longer need to be withheld, and are included in the response to the requester. Of these four titles, however, three documents are proposed for release (with certain information withheld) and one paper is proposed to be withheld in full under section 9(2)(h).

Annex One, Document Schedule One

- 11 Of the 39 documents from the Ministry:
- 22 are proposed for release to the requester (with one as an excerpt) with certain information withheld.
 - eight are proposed to be withheld in full.
 - nine are proposed to be refused in full.
- 12 Full details of the proposed decision on each paper, including the sections of the Act relied upon for withholding or refusing to release information, are provided in Document Schedule One enclosed as part of Annex One.

Annex One, Document Schedule One A

- 13 Full details of the proposed decision on the eight papers and titles to be withheld in full, including the sections of the Act relied upon for withholding information, are provided in Document Schedule One A enclosed as part of Annex One

Waka Kotahi documents

Annex One, Document Schedule Two

- 14 Thirty-nine documents from Waka Kotahi fall within scope of the request (37 documents as published on its website plus two attachments).
- 15 Of the 39 documents from Waka Kotahi:
- 15 are proposed for release in full.
 - 18 are proposed for release with certain information withheld.
 - six are proposed to be withheld in full.

- 16 Full details of the proposed decisions on each paper, including the sections of the Act relied upon for withholding or refusing to release information, are provided in Document Schedule Two enclosed as part of Annex One.

Various papers have also been requested or released in current and previous OIA responses

- 17 Many of the papers requested have either been requested or released in response to other OIA requests drafted by the Ministry or Waka Kotahi.
- 18 Details are included in the document schedules. The schedules describe the consistency, or difference between the current approach and the decision made on the papers in the other OIA responses.

Sections of the Act replied on for withholding or refusing certain information

- 19 The three document schedules attached as Annex One outline how each paper has been treated under the Act. Consultations, risks and mitigations, and points to note are included in the schedules. Certain information, or full documents, are proposed to be withheld or refused with reliance on the following sections of the Act:
- 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
 - 9(2)(a) to protect the privacy of natural persons
 - 9(2)(b)(i) to protect information where the making available of the information would disclose a trade secret
 - 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 interest that such information should continue to be supplied
 - 9(2)(d) to avoid prejudice to the substantial economic interests of New Zealand
 - 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)

18(d) the information requested is or will soon be publicly available.

- 20 With regard to the withholdings under Section 9 of the Act, we consider the reasons for withholding that information at this time are not outweighed by any public interest considerations that would make it desirable to make the information available.

Proposed response attached

- 21 Attached to this briefing as the "OIA Package" for your consideration is:

- Proposed response letter to the requester.
- Proposed Annex One attachment for the requester:
 - Document Schedule One.
 - Document Schedule Two.
- Waka Kotahi documents proposed for release with proposed redactions marked.
- Ministry documents proposed for release with proposed redactions marked.

- 22 Also attached to this briefing is:

- Waka Kotahi documents redacted and ready for release.
- Ministry documents redacted and ready for release.


- 23 We do not foresee any further risks with the proposed response other than those outlined in the schedules.

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Annex One

Document Schedule One – Ministry Documents titles and/or documents proposed for release

Doc #	Reference number	Title of Paper	Proposed decision on request	Previously released?
1	OC210903	Tackling Unsafe Speeds Programme - Final Policy Decisions	<p>Refused in full under Section 18(d).</p> <p>As per your letter to s.9(2)(a) dated 27 June 2022 in response to his OIA request dated 30 May 2022 (reference OIA22-394) this paper is publicly available and can be found on the <i>Tackling Unsafe Speeds</i> page of the Ministry's website. You provided the link below in that response letter:</p> <p>www.transport.govt.nz/assets/Uploads/OC210903-Cabinet-paper-Tackling-Unsafe-Speeds-programme-final-policy-decisions-Final-7.pdf</p>	Yes
2	OC220192	Taking action on fuel prices - reducing road user charges, related finance matters and reimbursing track user charges	<p>Refused in full under Section 18(d) as it will soon be publicly available.</p> <p>The Ministry intends to proactive release this paper. Release is planned for end July/early August.</p>	No
3	OC220194	Tackling Unsafe Speeds - Consequential amendment to the Road User Rule	<p>Refused in full under Section 18(d) as it is publicly available and can be found on the <i>Tackling Unsafe Speeds</i> page of the Ministry's website at:</p> <p>www.transport.govt.nz/assets/Uploads/OC220194-Tackling-Unsafe-Speeds-Consequential-Amendment-to-the-Road-User-Rule-Briefing-Redacted.pdf</p>	Yes

4	OC220218	Talking points- Taking Action on Fuel Prices - Road User Charges (Temporary RUC Reduction Scheme) Amendment Bill Approval for Introduction	<p>Refused in full under Section 18(d) as it will soon be publicly available.</p> <p>The Ministry intends to proactively release this paper. Release is planned for end July/early August.</p>	No
5	OC220219	Auckland Transport Alignment Project (ATAP) Implementation Report 1 July - 31 December 2021	<p>Some information withheld under Sections 9(2)(a), 9(2)(f)(iv), 9(2)(g)(i) and 9(2)(i).</p> <p>This paper has been released as part of a Ministry OIA response on 5 July 2022 (reference OC220473). The approach taken is the same for this OIA decision.</p> <p><u>Consultation</u> Your office was consulted on release of this paper for the previous OIA response and had no comment.</p> <p>s 9(2)(g)(i)</p> 	Yes
6	OC220233	Electric vehicle supply - Challenges and opportunities	<p>Refused under Section 18(d) as it will soon be publicly available.</p> <p>This paper is part of a package of clean car related briefings the Ministry intends to proactively release.</p>	No

			<p>The Ministry's intention is to have this paper published end July/early August.</p> <p>This decision is consistent with the approach taken on two other current Ministry OIA responses being prepared – OC220532 for s 9(2)(a) and OC220524 for s 9(2)(a).</p>	
7	OC220066	Waka Kotahi NZ Transport Agency Performance Update - April 2022	<p>Some information withheld under Sections 9(2)(a) and 9(2)(j).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a).</p> <p><u>Consultation</u> Consulted with Waka Kotahi. s 9(2)(g)(i)</p>	No
8	OC220198	Oil Pollution Advisory Committee appointments - three member positions	<p>Some information withheld under Sections 9(2)(a), 9(2)(f)(iv) and 9(2)(g)(i).</p> <p>Please note the title of this paper was not published on the Ministry's website.</p>	No

			<p>The Cabinet paper attachment to this briefing was sent to your office, as part of a Cabinet Appointments and Honours Committee (APH) pack, on 11 April 2022.</p> <p>It was then amended and resent on 5 May 2022 (with inclusion of an additional candidate). The 5 May pack was unchanged when it went to Cabinet on 11 May.</p> <p>The 11 April version of this Cabinet paper is also captured under s 9(2)(a) [redacted] other current OIA request, dated 23 June 2022 (references OIA22-425 – OC220525). This OIA response package has been sent to your office and was due to the requester by 22 July 2022 at the latest.</p> <p>As the Ministry was in the process of preparing the 11 May APH pack for release in response to this current OIA request, we consider it the “full (APH) pack”. We proposed advising s 9(2)(a) [redacted] in response to OIA22-425 that the decision on this Cabinet paper will be provided in response to this OIA, and not addressed for that OIA (OIA22-425).</p> <p>We think the 11 May pack will satisfy the public interest test and intention of the Act for both requests.</p> <p>s 9(2)(g)(i) [redacted]</p>	
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			<p>s 9(2)(g)(i)</p> <p>[Redacted]</p>	
9	OC220227	Meeting with Cleve Cameron, Big Street Bikers	<p>Some information is withheld under Sections 9(2)(a), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(f)(iv), 9(2)(g)(i) and 9(2)(j).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a) [Redacted]</p> <p><u>Consultation</u></p> <p>Consultation was undertaken with Big Street Bikers (BSB) and Waka Kotahi. s 9(2)(g)(i) [Redacted]</p> <p>[Redacted]</p> <p>s 9(2)(g)(i)</p> <p>[Redacted]</p>	No

			s 9(2)(g)(i)	
10	OC220230	Proactive Release - Loan Facility for Waka Kotahi to Support the National Land Transport Programme 2021-2024	<p>Some information withheld from the briefing paper under Section 9(2)(a).</p> <p>All attachments refused under section 18(d), as they are all publicly available.</p> <p>Attachment 1 - OC210985: www.transport.govt.nz/assets/Uploads/REDACTED-Final-Approvals-for-loan-facility-for-Waka-Kotahi-to-support-the-National-Land-Transport-Programme-2021-24-MARKED-UP_Redacted.pdf</p> <p>Attachment 2 - OC210860: www.transport.govt.nz/assets/Uploads/REDACTED-Loan-Facility-for-Waka-Kotahi-to-Support-the-</p>	<p>Briefing paper - no.</p> <p>All attachments - yes.</p>

			<p>National-Land-Transport-Programme-2021-24-MARKED-UP_Redacted.pdf</p> <p>Attachment 3 - Notice of Facility: www.transport.govt.nz/assets/Uploads/WATERMARK-ED-Notice-of-Facility-Waka-Kotahi-NZTA-NLTF-December-20214583496.2.pdf</p> <p>Attachment 4 - Variation Letter: https://www.transport.govt.nz/assets/Uploads/WATERMARKED-Variation-side-letter-December-2021-to-the-2020-Waka-Kotahi-NZTA-COVID-Loan4596274.1.pdf</p> <p><u>Consultation</u> The Treasury has been consulted and no issues were raised on the release of this briefing.</p> <p><u>Risks and mitigations</u> No material risks on the release of this briefing.</p>	
11	OC220177	Essential Transport Connectivity - Exit Approach	<p>Some information withheld under Section 9(2)(b)(ii), 9(2)(f)(iv) and 9(2)(g)(i).</p> <p><u>Previously released</u> This paper was previously released on 27 June 2022 as part of s 9(2)(a) previous OIA request, reference OIA22-394 (Ministry reference OC220456). Since this paper was released, Ministers have decided to extend the ETC beyond 30 June 2022. This means all previous redactions relating to this extension (active consideration) have now been removed. Therefore, an updated redacted copy is provided for release.</p> <p><u>Consultation</u></p>	Yes

			<p>No external consultation has been undertaken about release of this paper.</p> <p><u>Risks and mitigations</u> No risk in releasing these papers with the appropriate redactions. The Ministry thought it prudent to add a note in the paper itself under paragraph 27 (page 3) saying:</p> <p><i>Please note this figure is now out of date.</i></p>	
12	OC220238	Essential Transport Connectivity - Exit Approach - Speaking notes	<p>Some information withheld under Section 9(2)(b)(ii), 9(2)(f)(iv) and 9(2)(g)(i).</p> <p><u>Consultation</u> No external consultation undertaken about release of this paper.</p> <p><u>Risks and mitigations</u> No risk foreseen in releasing this paper with the proposed redactions in place.</p>	No
13	OC220015	Public Transport Operating Model Review - outstanding policy issues	<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>As per your letters to s 9(2)(a) the first dated 7 June 2022 in response to his previous OIA request of 11 May 2022 (reference OIA22-374), the second dated 27 June 2022 in response to his previous OIA request of 25 May 2022 (reference OIA22-389), this paper is withheld in full. The grounds for withholding still apply.</p> <p>This decision is consistent with the approach taken on two other current Ministry OIA responses being</p>	No

			prepared – OC220532 for s 9(2)(a) and OC220524 for s 9(2)(a).	
14	OC220220	Review into the Total Mobility Scheme (Draft terms of reference)	<p>Some information withheld under Section 9(2)(a) and some information refused under section 18(d).</p> <p><u>Consultation</u> Waka Kotahi has been consulted s 9(2)(g)(i) s 9(2)(g)(i)</p> <p>including the following explanation in the response letter, which has been added to the response letter document schedule:</p> <p><i>“The briefing and draft terms of reference reflect the thinking at the time on how the review would be carried out. Due to funding and resourcing constraints within Te Manatū Waka, officials are reassessing timeframes, including whether it would be more effective to conduct the review in-house.”</i></p>	No

15	OC220184	Retaining New Zealand's Coastal Fuel Tankers	<p>Refused in full under Section 18(d) as it is publicly available. This paper has been proactively released and is available on MBIE's website:</p> <p>www.mbie.govt.nz/dmsdocument/21354-retaining-or-redeploying-new-zealands-coastal-shipping-capability-proactiverelase-pdf</p> <p><u>Previously requested</u> This paper was also requested in an OIA request from s 9(2)(a), from Stuff media (reference OIA22-372 – Ministry reference OC220373). In your response to s 9(2)(a) dated 27 June 2022, you also refused to release it under 18(d), as it was soon to be released on MBIE's website.</p>	Yes
16	OC220012	Work with Te Rūnanga O Ngāi Tahu on new housing developments with shared transport	<p>Some information withheld from the briefing paper under Section 9(2)(a).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a)</p> <p><u>Previously released</u> You released this paper to s 9(2)(a), from RNZ, on 9 June 2022, under OIA22-382, with the same information withheld.</p> <p>s 9(2)(g)(i)</p>	Yes

			<div>s 9(2)(g)(i)</div> <div>RECEIVED UNDER THE OFFICIAL INFORMATION ACT 1982</div>	
17	OC220084	Graduated Driver Licensing System Regulatory Review- Results from further crash data analysis	<div>Withheld in full under Section 9(2)(f)(iv).</div> <div>This advice has been considered by you but not yet by Cabinet.</div> <div>s 9(2)(g)(i)</div>	No

			<div>s 9(2)(g)(i)</div> <div></div>	
18	OC220189	Draft Cabinet Paper in relation to a proposed contemporary concession (Porirua Ki Manawatu Inquiry - Kapiti Coast Airport)	<div>Withheld in full under Section 9(2)(h).</div> <div>Please note the title of this paper was not published on Ministry's website.</div> <div>s 9(2)(g)(i)</div> <div></div>	No

19	OC220210	Civil Aviation Authority - 2021/22 liquidity facility surplus	<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a) [REDACTED]</p> <p><u>Consultation</u> No agencies have been consulted.</p> <p>s 9(2)(g)(i) [REDACTED]</p>	No
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20	OC220234	Meeting with the Civil Aviation Authority Chair and Chief Executive 20 April 2022	<p>Some information withheld under Sections 9(2)(a), 9(2)(f)(iv) and 9(2)(g)(i).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a) [REDACTED]</p> <p><u>Consultation</u> The Authority has reviewed the proposed redactions s 9(2)(g)(i) [REDACTED]</p>	No
21	OC220237	Considerations for nationwide roll-out of Community Connect	<p>Refused in full under Section 18(d) as it will soon be publicly available.</p> <p>This paper will be included in the Budget 2022 proactive release, planned for July.</p>	No
22	OC220251	Meeting with the Transport Accident Investigation Commission's Chief Commissioner and Chief Executive - 20 April 2022	<p>Some information has been withheld under Sections 6(a), 6(b), 9(2)(a), 9(2)(ba)(i), 9(2)(f)(iv) and 9(2)(g)(i).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a) [REDACTED]</p>	No

			<u>Consultation</u> TAIC has been consulted s 9(2)(g)(i)	
23	OC220261 T2022/879	City Rail Link Limited - Letter of Expectations 2022/23	Some information withheld under Section 9(2)(a), 9(2)(b)(ii), 9(2)(g)(i) and 9(2)(j). s 9(2)(g)(i)	No

			<p><u>Consultation</u> Treasury and City Rail Link Limited (CRL) have been consulted. [Refer to note below about consulting with the Minister of Finance office (per Treasury's request).]</p> <p>As this briefing was to both Ministers Wood and Robertson, Treasury has requested that your office consult with the office of Minister Robertson about release.</p> <p><u>Risks and mitigations</u> The Letter of Expectations (LoE) attached to this briefing is a draft. The final version sent to CRL contains one additional expectation. To avoid confusion, we have added a note to the first page of the LoE and added the following text to the response letter table also:</p> <p><i>Please note the copy of the letter attached to this briefing paper is a draft. The final version that was sent out contained one further expectation.</i></p> <p><u>Previously released</u> No, although expectations were provided via Estimates Questionnaire responses.</p>	
24	OC220263	Clean Car Sector Leadership Group: provision of secretariat services	<p>Some information withheld under Section 9(2)(a).</p> <p><u>Consultation</u> While no external consultation has been carried out about release of this briefing, given its subject matter, internally our Environment, Emissions and Adaptation team has been advised as they are</p>	No

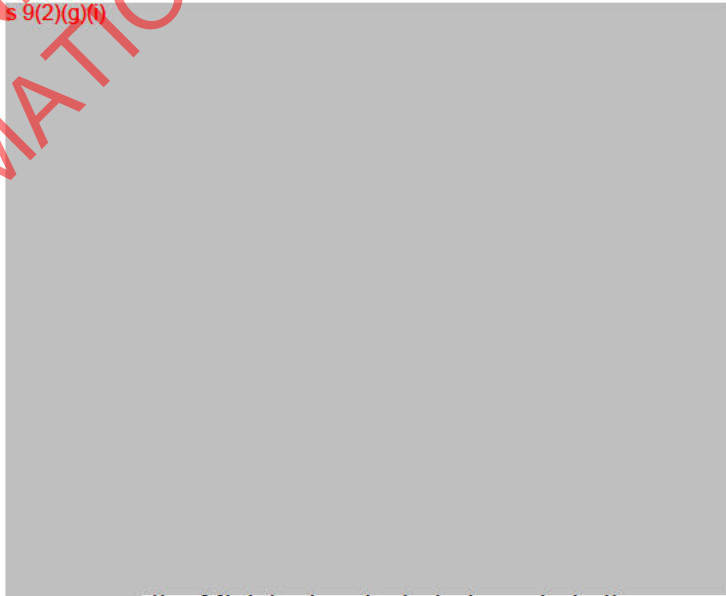
			<p>responsible for actioning the agreed recommendation.</p> <p><u>Risks and mitigations</u> The Ministry sees no material risks in releasing this briefing.</p>	
25	OC220265	Air Navigation System Review - panel membership and review timeframe	<p>Some information withheld under Section 9(2)(a).</p> <p>Annexes Two and Three have been withheld in full (and removed with pages noted) ^{s 9(2)(g)(i)}</p> <p><u>Consultation</u> The members of the Air Navigation System Review have been consulted on the release of this paper.</p> <p><u>Risks and mitigations</u> The Ministry sees no risk in releasing this document and its attachments.</p> <p>The Air Navigation System Review website is now live: https://ansr.transport.govt.nz/. ^{s 9(2)(g)(i)}</p>	No

26	OC220264	Response to your comments on the 2 March 2022 KiwiRail entity form briefing	<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>s 9(2)(g)(i)</p> 	No
27	OC220266	Estimates 2022/23 and Supplementary Estimates 2021/22 for Vote Transport	<p>Some information withheld under Section 9(2)(a). The attached documents to the briefing: Estimates and Supplementary Estimates, are refused under section 18(d) as the final versions can be found online at:</p> <p>https://budget.govt.nz/budget/2022/by/vote/trans.htm</p> <p>The Ministry's recommendation is that the draft version of the documents referred to in the briefing are not released, but rather the requestor is referred to the link for the documents as approved by the Ministers of Transport and Finance. It notes the differences are minor. The Ministry believes this approach satisfies the public interest in the information. If the requester comes back and specifically requests the draft versions the Ministry can prepare them for release.</p> <p><u>Consultation</u></p>	No

			<p>No consultation required.</p> <p><u>Risks and mitigations</u></p> <p>The Ministry does not see any significant risks with the release of this briefing – it is primarily focused on process in relation to finalising the Estimates 2022/23 and Supplementary Estimates 2021/22, which are now publicly available. These can be found on the Budget 2022 website at the link above.</p> <p>The Estimates and Supplementary Estimates versions that were provided with this briefing were in draft, prior to finalisation of the documents. If comparison was made between the draft and final version of these documents, there would be differences, but these are minor.</p>	
28	OC220137	Release of HAPINZ 3.0 and options to reduce harmful motor vehicle emissions	<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>The paper is still being actively considered until you and/or Cabinet come to a decision in August this year. The paper will be released after it has been considered, s 9(2)(g)(i)</p> <p>s 9(2)(g)(i)</p>	No

29	OC220209	Budget economic and fiscal update 2022 forecast of National Land Transport Fund Revenue	<p>Some information withheld under Section 9(2)(a).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a) [REDACTED]</p> <p>s 9(2)(g)(i) [REDACTED]</p> <p>The Ministry recommends that the following be included in the response letter table and has been added:</p>	No
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			<p><i>Please note that financial support has been agreed by Cabinet to cover lost revenue from FED and RUC reductions.</i></p> <p>s 9(2)(g)(i)</p>	
30	OC220272	Letters to board members whose terms are expiring and seeking nominations for board roles	<p>Some information withheld under section 9(2)(a).</p> <p>s 9(2)(g)(i)</p>	No
31	OC220273	Meeting with City Rail Link Limited Chair and Chief Executive - 27 April 2022	<p>This paper is being released as an extract, with some information withheld under sections 9(2)(a), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(f)(iv), 9(2)(i) and 9(2)(j).</p>	Yes

			<p>The attachment to this briefing, a letter dated 31 March 2022, is withheld in full under sections 9(2)(b)(ii) and 9(2)(j).</p> <p><u>Previously released</u> This extract has previously been provided to s 9(2)(a) on 17 June 2022 in response to OIA request dated 19 May 2022 (Reference OC220413). Although more up to date numbers have been provided as outlined below.</p> <p><u>Consultation</u> No consultations were required or undertaken.</p> <p>s 9(2)(g)(i)</p>  <p>the Ministry has included a note in the excerpt style release and provided a more up-to-date figure of the total paid out.</p>	
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			There are no other risks foreseen with the release of the extracts in place of the full paper – the extracted information being released is already in the public domain.	
32	OC220288	Meeting to discuss Auckland Light Rail - mana whenua sponsors representation, 27 April 2022	<p>Refused in full under Section 18(d) as it will soon be publicly available.</p> <p>The Ministry intends to publish this paper as part of a proactive release of a suite of Auckland Light Rail documents. The release is planned for July/August.</p>	No
33	OC220301 MBIE 2122-4102	Request from Auckland and Christchurch Airports for funding to support long-haul air connectivity	<p>Some information withheld under sections 6(a), 9(2)(a), 9(2)(b)(i), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(d), and 9(2)(g)(i).</p> <p>Please note the title of this paper was not published on Ministry's website.</p> <p><u>Consultation</u> Consultation has been carried out with: Auckland Airport, Christchurch Airport, MBIE, and the Ministry's Programme Assurance and Commercial team, and Legal team. Feedback has been incorporated into proposed redactions and commentary below.</p> <p>As this briefing was to both Ministers Wood and Nash, we request that your office consult with the office of Minister Nash about the paper's release.</p> <p>s 9(2)(g)(i)</p>	No

			<div>s 9(2)(g)(i)</div> <div>RELEASED UNDER THE OFFICIAL INFORMATION ACT 1982</div>	
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			s 9(2)(g)(i)	
34	OC220136	The financial assistance for the trial of the equity-oriented vehicle scrappage scheme	<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>This briefing is under active consideration as</p> <p>s 9(2)(g)(i)</p> <p>This decision is consistent with the approach taken on another current Ministry OIA responses being prepared – OC220532 for s 9(2)(a)</p> <p>s 9(2)(g)(i)</p>	No
35	OC220302	Meeting with the Waka Kotahi NZ Transport Agency	<p>Some information withheld under Sections 9(2)(a) and 9(2)(f)(iv).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a)</p> <p><u>Consultation</u> Consultation was undertaken with Waka Kotahi. Waka Kotahi agreed with the Ministry's proposed redactions.</p> <p><u>Risks and mitigations</u></p>	No

			s 9(2)(g)(i)	
36	OC220325	Waka Kotahi NZ Transport Agency Draft Letter of Expectations for 2022/23	<p>Some information withheld under Section 9(2)(a).</p> <p>Please note the title of this paper was not published on Ministry's website.</p> <p><u>Consultation</u> Consulted with Waka Kotahi. Waka Kotahi is happy to release in full.</p> <p>s 9(2)(g)(i)</p>	No
37	OC220197	Penlink Road Tolling Scheme - Assessment of the tolling proposal	<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>This decision is consistent with the approach taken on another current Ministry OIA response being prepared – OC220524 for s 9(2)(a)</p> <p><u>Risk and mitigations</u></p>	No

			s 9(2)(g)(i)	
38	OC220235 T2022/926 BRF21/2204 1309	Auckland Light Rail Board - Chair and Member Appointments	<p>Refused in full under Section 18(d) as it will soon be publicly available.</p> <p>The Ministry intends to publish this paper as part of a proactive release of a suite of Auckland Light Rail documents. The release is planned for July/August.</p> <p>You previously withheld this paper in full, as per your letter to s 9(2)(a) dated 27 June 2022 in response to three of his previous OIA requests (references OIA22-378, 395 and 410). The grounds for withholding still apply.</p>	No
39	OC220327	Delivering Mode shift and reducing vehicle kilometres travelled in New Zealand main urban areas – emissions reduction plan climate emergency response fund initiative	<p>Some information withheld under sections 9(2)(a), 9(2)(f)(iv) and 9(2)(g)(i).</p> <p>This decision is consistent with the approach taken on a Ministry OIA response prepared – OC220532 for s 9(2)(a).</p> <p>Note, the version we are releasing is the version that was sent from the Ministry to your office on 29 April. The version that came back signed by the Ministers is slightly different (appears to be formatting and a few spelling errors amended). The team does not think this is a concern.</p> <p><u>Consultation</u></p>	No

			<p>Consultation was undertaken with Waka Kotahi, which had no problem with release and agreed no grounds to withhold any information within Appendix two.</p> <p>As this briefing was to both Ministers Wood and Robertson, when we consulted with your office on our Ministry OIA OC220532 we asked that your Minister's office consult with the office of Minister Robertson about releasing this briefing. Feedback was incorporated.</p> <p>s 9(2)(g)(i)</p>  <p><u>Previously released</u> No, but some of the details within this advice have been released as part of the Budget Press Release.</p>	
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Document Schedule One A – Ministry Documents proposed to be withheld in full – including each paper's title and date

Doc #	Reference number	Date	Title of Paper	Proposed decision on request
40	s 9(2)(f)(iv)			<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>Ministry continues to recommend title, date and paper all be withheld in full.</p> <p>This document is withheld in full as it is under active consideration. Should the paper be released before Cabinet has considered it, this may prejudice Cabinet's decision making ability.</p>
41	s 9(2)(f)(iv)			<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>Ministry continues to recommend title, date and paper all be withheld in full.</p> <p>s 9(2)(g)(i)</p>
42	s 6(a)			<p>Withheld in full under Section 6(a).</p> <p>Ministry continues to recommend title, date and paper all be withheld in full.</p>

				<p>s 9(2)(g)(i)</p>
43	<p>s 9(2)(f)(iv)</p>			<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>Ministry continues to recommend title, date and paper all be withheld in full.</p> <p>This paper is being actively considered.</p> <p><u>Consultation</u></p> <p>No other agencies were involved in the development of this briefing, so no other agencies have been consulted.</p> <p>s 9(2)(g)(i)</p>

				s 9(2)(g)(i)
44	s 9(2)(b)(ii)			<p>Withheld in full under Section 9(2)(b)(ii).</p> <p>Ministry continues to recommend title, date and paper all be withheld in full.</p> <p><u>Consultation</u> N/A</p>
				s 9(2)(g)(i)
45	s 9(2)(f)(iv)			<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>s 9(2)(g)(i)</p>

				s 9(2)(g)(i)
46	s 9(2)(f)(iv)			<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>s 9(2)(g)(i)</p>
47	s 9(2)(f)(iv)			<p>Withheld in full under Section 9(2)(f)(iv).</p> <p>Ministry continues to recommend title, date and paper all be withheld in full.</p> <p><u>Consultation</u> No consultation.</p> <p>s 9(2)(g)(i)</p>

				<div>s 9(2)(g)(i)</div>
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OFFICIAL INFORMATION ACT 1982

Document schedule – Waka Kotahi Documents

Doc #	Reference number	Title of Paper	Proposed decision on request	Previously released?
1	MIN-3846	Query on RUC changes	Released in full.	No
2	MINO-0355	Funding for local government's VKT reduction programmes	Released in full.	No
3	MIN-3827	Speed review summary (with maps)	<p>Withheld in full under Section 9(2)(g)(i).</p> <p>Waka Kotahi has provided the following explanation for inclusion in the response letter, which has been added to the response letter document schedule:</p> <p><i>This paper provides a list of all current and planned state highway speed reviews as of 31 March 2022. However, the programme is currently under review by the Waka Kotahi NZ Transport Agency Board, and this may result in some changes. As such, this paper is being withheld in full subject to further decisions yet to be made.</i></p> <p><i>Waka Kotahi maintains a record of current speed reviews on its website, including maps showing the location of the reviews. This can be found at www.nzta.govt.nz/safety/driving-safely/speed/setting-safe-speed-limits/speed-review-locations/?region=&status=.</i></p>	No
4	MINO-0353	Query on cost of the damage and repairs to SH in Gisborne region caused by weather event	Some information is withheld under Section 9(2)(a).	No
5	MINO-0357	RUC query - applying credits	Some information is withheld under Section 9(2)(a).	No
6	BRI-2430	NZUP Northern Pathway project funding options	Withheld in full under Section 9(2)(f)(iv).	No

			This paper has been requested before under different requests (<i>Ref: OIA22-314 and OIA22-336</i>) and this approach is consistent with advice from the Minister's Office that information relating to these decisions should be withheld.	
7	MIN-3845	Comments on the Faringdon Oval project, submitted under the COVID-19 Recovery (Fast-track Consenting) Act 2020	Released in full.	No
8	MINO-0360	RUC change implementation date	Some information is withheld under Section 9(2)(a).	No
9	MINO-0359	Update on coastal shipping RFP	Some information is withheld under Section 9(2)(a). Material out of the scope of this request is marked as such in the attachment.	No
10	BRI-2381	Dunedin Site Tour	Some information is withheld under Section 9(2)(a).	No
11	MINO-0364	Clean Car Discount scheme errors	Released in full.	Yes
12	MIN-3838	LGWM Golden Mile Stakeholder Engagement Update	Some information is withheld under Section 9(2)(g)(i). Please note: The full engagement summary referred to in the document is being withheld in full under section 9(2)(g)(i). This is consistent with the approach proposed previously as this document has been requested under different request (<i>Ref: OIA22-366</i>).	Yes
13	MINO-0356	AWUNZ and PT operations	Some information is withheld under Section 9(2)(a).	No
14	MIN-3855	Clean Car Discount Further Questions	Released in full.	Yes
15	MINO-0366	Road User Charges Changes - Declaration Form	Released in full.	No
16	MINO-0363	Meeting with Mayor Boulton	Some information is withheld under Section 9(2)(g)(i).	No
17	MIN-3837	Te Ara Kotahi forum	Released in full.	No
18	BRI-2413	The Infrastructure Acceleration Fund and emerging funding challenges for transport	Some information is withheld under Sections 9(2)(a) and 9(2)(j). Kāinga Ora was consulted regarding the release of this briefing.	No

UNCLASSIFIED

19	MIN-3860	Update on East Coast/Gisborne weather event	Released in full.	No
20	MIN-3856	NZUP Northern Pathway - follow up questions to BRI-2430	Withheld in full under Section 9(2)(f)(iv). This paper has been requested before under different requests (<i>Ref: OIA22-314 and OIA22-336</i>) and this approach is consistent with advice from the Minister's Office that information relating to these decisions should be withheld.	No
21	MINO-0362	Information Regarding Customer Data Held by Ride Sharing Companies	Released in full.	No
22	BRI-2447	LGWM Partners' Meeting - 19 April 2022	Some information is withheld under Sections 9(2)(a), 9(2)(f)(iv) and 9(2)(g)(i). This is consistent with the approach proposed previously as this document has been requested under a different request (<i>Ref: OIA22-366</i>).	Yes
23	BRI-2437	Update on Let's Get Wellington Moving Urban Development workstream	Some information is withheld under Sections 9(2)(a), 9(2)(f)(iv) and 9(2)(g)(i). This is consistent with the approach proposed previously as this document has been requested under a different request (<i>Ref: OIA22-366</i>).	Yes
24	MINO-0370	SH1 in Ashburton - West Street and Walnut Avenue	Some information is withheld under Section 9(2)(a). Material out of the scope of this request is marked as such in the attachment.	No
25	MIN-3850	Meeting with Kumeu Community Action Group	Released in full.	No
26	MINO-0354	Liability for damage caused by potholes on state highways	Some information is withheld under Section 9(2)(a).	No
27	BRI-2455	Clean Car Discount - Quarterly Update	Some information is withheld under Section 9(2)(a).	Yes
28	MIN-3854	Meeting with Tainui Group Holdings	Released in full.	No
29	MIN-3849	Meeting with Waikato District Council on the Te Huia train service	Released in full.	No
30	MIN-3865	Public Transport operating expenditure	Released in full.	No

UNCLASSIFIED

31	MIN-3864	NZUP Northern Pathway - follow up questions to BRI-2430	Withheld in full under Section 9(2)(f)(iv). This is consistent with the approach proposed previously as this document has been requested under different requests (<i>Ref: OIA22-402 and OIA22-411</i>).	No
32	BRI-2411	Northern Busway Completion Event	Some information is withheld under Section 9(2)(a).	No
33	MIN-3839	April 2022 update on the National Ticketing Solution	Some information is withheld under Section 9(2)(g)(i).	Yes
34	BRI-2453	NZUP Penlink – Implementation Business Case	Some information is withheld under Sections 9(2)(a), 9(2)(b)(ii), 9(2)(f)(iv), 9(2)(g)(i) and 9(2)(j). This is consistent with the approach proposed previously as this document has been requested under different requests (<i>Ref: OIA22-402 and OIA22-411</i>).	No
35		Attachment to BRI-2453 – Penlink Implementation Business Case	Some information is withheld under Sections 9(2)(a), 9(2)(b)(ii), 9(2)(f)(iv) and 9(2)(g)(i). This is consistent with the approach proposed previously as this document has been requested under different requests (<i>Ref: OIA22-402 and OIA22-411</i>).	No
36	BRI-2454	Proposed Tolling Scheme for Penlink	Withheld in full under Section 9(2)(f)(iv). The advice in this document is subject to further decisions yet to be made. This is consistent with the approach proposed previously as this document has been requested under different requests (<i>Ref: OIA22-402 and OIA22-411</i>).	No
37		Attachment to BRI-2454 – Penlink Tolling Scheme Proposal	Withheld in full under Section 9(2)(f)(iv). The advice in this document is subject to further decisions yet to be made. This is consistent with the approach proposed previously as this document has been requested under different requests (<i>Ref: OIA22-402 and OIA22-411</i>).	No
38	MIN-3859	Further information on Q2 reports	Released in full.	No
39	MINO-0374	Special Purpose Roads – Buller District	Released in full.	No



21 July 2022

OC220467

Hon Grant Robertson

Action required by:**Minister of Finance**

As soon as practicable

Hon Jan Tinetti

Minister of Internal Affairs

Hon Michael Wood

CC: Hon Kieran McAnulty

Minister of Transport**Associate Minister of Transport**

Chatham Islands Ship Replacement: Authorisation to access contingency funding for required maintenance

Purpose

To seek your authorisation to access Budget 2022 contingency funding to enable the Chatham Islands vessel, the Southern Tiare, to undergo its required maintenance to remain legally seaworthy before March 2023. We have consulted the Treasury and Department of Internal Affairs (DIA) in writing this briefing.

Key points

- As part of Budget 2022, Cabinet approved \$35.1 million in contingency funding to support the Chatham Islands to replace its current vessel, the Southern Tiare, and to support its maintenance until a replacement vessel is delivered.
- This briefing seeks joint approval to draw down s 9(2)(i) of the \$35.1 million contingency funding to allow the Southern Tiare to receive its required maintenance before March 2023. This maintenance is known as a “special survey”, which occurs every five years to ensure the vessel remains legally and operationally seaworthy.
- The maintenance costs are higher than initially anticipated. This may impact on future decision-making around the type of replacement vessel that can be purchased. The Chatham Islands Enterprise Trust (CIET) are aware that funding is finite and are managing this carefully.
- The vessel managers, ASP Ship Management, recently undertook the procurement process to select a shipyard to perform the special survey. They have recommended that Titan Marine Engineering in Auckland undertake this work largely due to the high risks associated with international supply chains and COVID-19 lockdowns in some overseas jurisdictions. It is expected to take two months and cost s 9(2)(i) (seeking s 9(2)(i) as a contingency).

- The Ministry of Primary Industries has raised recently some concerns about animal welfare for the period which the ship is in survey. MPI is looking into whether an alternative ship may be required for that period. The Ministry has raised MPI's concerns with CIET. CIET notes that selecting a New Zealand shipyard result in less time where the ship is out of service, and that they are working with farmers to minimise any impacts. We will update Ministers on this issue if it continues to cause concerns.
- We note the Budget funding had a number of conditions attached to it, including determining the business operating model, ownership model and governance arrangements for the future shipping solution. Alongside this, the tagged contingency funding could be drawn down into either Vote Transport or Vote Internal Affairs.
- Given the urgency of the maintenance required on the Southern Tiare we seek agreement to draw down the maintenance funding into Vote Transport now.
- Further work will occur between agencies and CIET over the coming months to satisfy the full set of conditions and determine which agency should manage the appropriation and work going forward. Neither the Ministry of Transport (MoT) nor DIA have expertise in ship procurement and therefore more consideration needs to be given to how the procurement should be managed. MoT has begun engagement with the Ministry of Defence, who we understand has expertise in this area, alongside the Navy.
- s 9(2)(g)(i)

Treasury advised that a broader review of infrastructure investment, possibly led by the DIA, should be undertaken to consider what investments are being made and by whom, and consider future infrastructure requirements of the Islands. We are seeking clarity from Ministers on whether they wish to direct DIA to undertake this review before the ship procurement proceeds or if officials should just continue to proceed with the ship procurement process. A broader review is likely to take longer and could slow the procurement process, but may also inform the final ownership and operational arrangements.

Recommendations

We recommend you:

- 1 **note** that as part of Budget 2022 financial recommendations agreed by the Minister of Transport and the Minister of Finance on 14 April 2022, Cabinet and the Ministers of Finance and Transport:
 - 1.1 **agreed** to support the Chatham Islands to replace its current vessel, the Southern Tiare as it reaches the end of its life, including funding to support short-term maintenance of the Southern Tiare until a replacement vessel is delivered
 - 1.2 **agreed** to establish a tagged operating contingency of up to the following amounts to provide for recommendation 1.1: