

OC240727

17 July 2024



Tēnā koe 

I refer to your email dated 27 June 2024, requesting the following briefings under the Official Information Act 1982 (the Act):

- *Brown OC231005 7/02/2024 Draft transport bids for 2024 legislation programme*
- *Brown OC240374 17/04/2024 Aide Memoire: Expectations on KiwiRail and the Rail Network*
- *Brown OC240320 12/04/2024 Commencing a New Approach to Road Safety*
- *Brown OC230875 6/12/2023 Waitematā Harbour Connections*

Of the four briefings requested, one is released with some information withheld, two are refused and one is withheld in full.

The document schedule at Annex 1 outlines how the documents you requested have been treated under the Act. Certain information is withheld or refused under the following sections of the Act:

- | | |
|--------------|---|
| 9(2)(a) | to protect the privacy of natural persons |
| 9(2)(ba)(ii) | 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)(iv) | to maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials |
| 18(d) | the information requested is or will soon be publicly available |

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 'HARZ' followed by a horizontal line.

Hilary Penman
Manager, Accountability and Correspondence

Annex 1: Document Schedule

Doc #	Reference number	Title of Document	Proposed decision on request
1	OC231005	Draft Transport Bids for 2024 Legislation Programme	Released with some information withheld under Sections 9(2)(a), 9(2)(ba)(ii), and 9(2)(f)(iv).
2	OC240374	Aide Memoire: Expectations on KiwiRail and the Rail Network	Refused under Section 18(d). Once published, it will be available here: https://www.transport.govt.nz/about-us/what-we-do/proactive-releases/SearchForm
3	OC240320	Commencing a New Approach to Road Safety	Withheld in full under Section 9(2)(f)(iv).
4	OC230875	Waitematā Harbour Connections	Refused under Section 18(d). The briefing is available on the Ministry website at (refer to page 40) https://www.transport.govt.nz/assets/Uploads/21BriefingsfromDecember2023.pdf

12 February 2024

OC231005

Hon Simeon Brown

Action required by:

Minister of Transport

Monday, 19 February 2024

TRANSPORT BIDS FOR 2024 LEGISLATION PROGRAMME

Purpose

To seek your approval of the ^{s 9(2)}_{(ba)(ii)} attached bids for the 2024 Legislation Programme. If you agree, the bids need to be lodged with the Cabinet Legislation Coordinator in the Cabinet Office by midday Monday, 19 February 2024.

Key points

We have made changes to the draft bids as a result of your feedback. The final bids are attached for submission to the Cabinet Legislation Coordinator in the Cabinet Office.

A draft cover letter to accompany the bids is attached for your signature.

Recommendations

We recommend you:

- 1 **note** we have reflected your feedback on the draft bids for the 2024 Legislation Programme.
- 2 **Agree** to lodge the following ^{s 9(2)(ba)(i), s 9(2)(iv)} bids with the Cabinet Legislation Coordinator in the Cabinet Office by midday Monday 19 February 2024

^{s 9(2)(ba)(ii), s 9(2)(i)(iv)}

THE OFFICIAL INFORMATION ACT 1982



3 **sign** the attached cover letter

Bronwyn Turley
Deputy Chief Executive - Regulatory
12/2/2024

Hon Simeon Brown
Minister of Transport
14.12.24

- Minister's office to complete:**
- Approved
 - Declined
 - Seen by Minister
 - Not seen by Minister
 - Overtaken by events

Comments

Contacts

Name	Telephone	First contact
Bronwyn Turley, Deputy Chief Executive - Regulatory	s 9(2)(a)	✓
Matthew Green, Chief Legal Adviser		

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TRANSPORT BIDS FOR 2024 LEGISLATION PROGRAMME

You are required to lodge Bids by Monday 19 February 2024 with the Legislation Coordinator in the Cabinet Office

- 1 As set out in Cabinet Circular (23) 13, Ministers are asked to arrange for bids for the 2024 Legislation Programme to be delivered to the Legislation Coordinator in the Cabinet Office by midday on Monday, 19 February 2024.
- 2 We have made changes to the draft bids as a result of your feedback. The updated bids are attached for submission to the Legislation Coordinator in the Cabinet Office by midday on Monday, 19 February 2024.

Summary of the bids for the 2024 legislation programme

- 3 There are s 9(2)(ba)(ii), s 9(2)(f)(iv) proposed bids as set out in the following table.

s 9(2)(ba)(ii), s 9(2)(f)(iv)



Further advice on the Bids for the 2024 Legislative Programme

Road User Charges Amendment Bill

- 4 The priority for this Bill remains Category 2 – must be passed by the end of 2024. Category 2 is the highest priority that we can seek for this Bill as category 1 is reserved for legally mandated legislation, such as appropriation bills or secondary legislation confirmation bills.
- 5 The proposed timeline in the bid for this Bill has been developed so that the Bill is passed by 31 March 2024.

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