

DOIA22/188
DOIA22/198

20 September 2022

9(2)(a)

Tēnā koe 9

I refer to your requests received on 26 August and 9 September 2022. Your requests and the Ministry's response is below.

Any reports, briefings, memos, aide memories, or other documents by title and date provided to Rt Hon Jacinda Ardern (Associate Minister) or the Minister Hon Carmel Sepuloni from 12 August 2022 until 26 August 2022 in relation to the establishment of the National Erebus Memorial.

I have decided to release one document related to your request, titled *AM2022/428 National Erebus Memorial – Update*, dated 12 August 2022. I have decided to release this document, subject to information being withheld under one or more of the following sections of the OIA, as applicable:

- section 9(2)(a) – to protect the privacy of natural persons
- Section 9(2)(h) – to maintain legal professional privilege

Information being withheld

There are three additional documents covered by your request for documents provided to the Ministers between 12 and 26 August 2022, that I have decided to withhold in full under one or more of the following sections of the OIA, as applicable:

- section 9(2)(f)(iv) – to maintain the current constitutional conventions protecting the confidentiality of advice tendered by Ministers and officials
- section 9(2)(h) – as previously defined.

Any reports, briefings, memos, aide memories, or other documents by title and date provided to Rt Hon Jacinda Ardern (Associate Minister) or the Minister Hon Carmel Sepuloni from 26 August 2022 until 9 September 2022 in relation to the establishment of the National Erebus Memorial.

No documents were provided to Hon Sepuloni or Rt Hon Ardern regarding the National Erebus Memorial between 26 August 2022 and 9 September 2022. Therefore, this request is refused under section 18(e) of the Official Information Act 1982, as the information you have requested do not exist.

In making my decision, I have considered the public interest considerations in section 9(1) of the OIA. I do not consider these considerations outweigh the need to withhold the information.

If you wish to discuss this decision with us, please feel free to contact oa@mch.govt.nz.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Nāku noa, nā

9(2)(a)

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Brodie Stubbs
Manager, Te Pae Mahara

PROACTIVELY RELEASED