



2 April 2025

OIAD-1510

s 9(2)(a)

Tēnā koe s 9(2)(a)

Thank you for your request of 5 March 2025 seeking the following under the Official Information Act 1982 (the Act):

At an MfE/MPI hui today with s 9(2)(a) made a verbal OIA request for the Treaty impact analysis for each of the 21 national direction proposals included in this slideshow: Jan-2025---Reforming-the-RM-System---Phase-2-and-3.pdf.

The Ministry for the Environment (the Ministry) is withholding the Treaty impact analyses in full under section 9(2)(f)(iv) of the Act, to maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials.

The analyses will be updated as consultation occurs on the proposals as part of the policy development process, and this updated information will inform advice on national direction policy under RM Phase 2 that the Ministry will provide to Ministers in the future. The treaty impact analysis for all of the Phase 2 ND proposals will be proactively released when final decisions are made on each national direction instrument by Cabinet, along with the other supporting documents. There will also be opportunities to discuss material that could be reflected in treaty impact assessment at any hui you may wish to have with officials before or during consultation.

In terms of section 9(1) of the Act, I am satisfied that, in the circumstances, the withholding of this information is not outweighed by other considerations that render it desirable to make the information available in the public interest.

You have the right to seek an investigation and review by the Office of the Ombudsman of my decision to withhold information relating to this request, in accordance with section 28(3) of the Act. The relevant details can be found on their website at: www.ombudsman.parliament.nz.

Please note that due to the public interest in our work the Ministry publishes responses to requests for official information on our [OIA responses page](#) shortly after the response has been sent. If you have any queries about this, please feel free to contact our Ministerial Services team: ministerials@mfe.govt.nz.

Nāku noa, nā

Jo Gascoigne
General Manager – Resource Management System
Ministry for the Environment | Manatū Mō Te Taiao