

Weekly Update – Hon David Parker, Minister for the Environment

For the week starting 3 April 2018

Upcoming meetings

Week 3 April – 13 April

3 April	3.30pm	Ministers Parker and Sage weekly meeting (Environment and OIO)
4 April	8.00am	Ministers Twyford and Shaw on climate change and the built environment
	9.00am	Ian Bowman on a National Policy Statement on historic heritage
5 April	8.00am	Meridian Energy (Neal Barclay and Guy Waipara)
	10.30am	Ministers Twyford and Jones with Prefab NZ
	11.15am	MfE officials on possible RMA changes
	12.00pm	Meeting with Dairy NZ (Tim Mackle and Jim van der Poel)
6 April		<i>Visit to West Coast</i>
9 April	9.00am	Speech to Catchments Otago Symposium: Water, Biodiversity, People
10 April	10.00am	Minister Parker and Sage weekly meeting (Environment and OIO)
	4.45pm	Environment Cabinet Committee
11 April	10.00am	QEII National Trust (Mike Jebson and James Guild)
	12.00pm	Minister Mahuta on Three Waters Infrastructure
	5.00pm	Meeting with Martyn Dunne
12 April	8.00am	Minister Twyford on Greenfield Development in Auckland
	11.15am	MfE policy session: economic instruments and water quality
13 April		<i>Visit to Waikato</i>

Proposed meetings which are not yet confirmed

Environment officials meeting

- Discussion on partnerships

1. Progress towards Government's strategic priorities

1.1. Climate Change

Zero Carbon Bill

The terms of reference for the Interim Climate Change Committee were approved by Cabinet on March 26. The confirmation of membership of the Climate Change Committee goes to the Appointments and Honours Committee (APH) on April 4, before being considered by Cabinet on April 9.

1.2. Urban

We are continuing to work with MBIE on a briefing in response to Ministers' questions s 9(2)(f)(iv)

We will provide this advice to you and Minister Twyford when we are confident in its quality and are aiming for 5 April. We understand that Minister Twyford's office will look to arrange weekly Ministers' meetings until the key decisions are made and Cabinet papers can be provided

We are incorporating comments from yourself and Minister Twyford on the Urban Growth Agenda Cabinet paper. We intend to provide you with a final draft for consultation with your colleagues on 12 April.

1.3. Water

You have requested a forward work programme outlining the work, deliverables, and timeframes for the freshwater work package. We will provide the draft work programme to your office in the week beginning 2 April. You may find a discussion with us is useful to ensure that it meets your needs.

2. Actions and decisions

2.1. National Environmental Standard for Plantation Forestry (NESPF)

You have received a draft Cabinet Paper (2018-C-04455 refers) to take to the Legislation Committee (LEG) for approval of, minor and technical changes to the NESPF. This will enable you to consult with Ministerial colleagues. The paper is due to be considered on 12 April to enable the amendments to be made prior to the NES-PF coming into effect on 1 May 2018. The paper should be lodged on 5 April to meet this timeframe, though it would be possible to lodge as late as 6 April.

The Parliamentary Counsel Office is currently drafting the amendments but we do not have a clear timeline for their completion yet. We will keep your office informed of their progress and provide the completed drafting as soon as it is ready. There is a possibility that drafting will not be complete until after the lodgement date. If we miss the 12 April LEG meeting, the next opportunity for their consideration is on 3 May, after the NES PF comes into force on 1 May. A number of forestry operators are making decisions now about applying for resource consent to ensure they are compliant with the regulations as currently written for vegetation clearance and river crossings. This will entail unnecessary effort and expense, and the amendments are intended to clarify the position in relation to these consents.

2.2 National Planning Standards

We are jointly briefing you and the Minister of Conservation on 9th April seeking final approval to publicly notify the draft National Planning Standards for consultation. You will be asked to sign off on the draft standards, and the scope of and process for public consultation. The Minister of Conservation will be asked to sign off on the same matters to the extent that they relate to the coastal marine area. We suggest that you discuss the draft National Planning Standards with the Minister of Conservation during the week of 9th to 13th April.

Contact Liz Moncrieff, Manager National Planning Standards

3. Updates for noting

3.1. Update on process to ratify the Kigali Amendment

Officials have received your feedback on the Cabinet Paper concerning ratification of the Kigali Amendment to phase down HFCs. Given the requirements for ratification, it is unlikely there is sufficient time to ratify in 2018. We are currently working with relevant agencies (MBIE, Worksafe, EPA, MFAT, Customs) on a revised approach. We will report back to you with alternative options for ratification in due course.

3.2. Mangamaunu Bay resource consents and the surf break of national significance

The NZ Transport Agency & Kiwirail Holding Limited made resource consent applications for transport corridor works, which include a cycleway and carpark at Mangamaunu Bay, Kaikōura. The Bay has a surf break of national significance under the New Zealand Coastal Policy Statement. We understand ECAN notified you of the applications by email on 9 March and invited comments by 24 March. We received a copy of this letter on 27 March. The Minister of Conservation was also notified. Department of Conservation responded requesting conditions to minimise the footprint of works to maintain the natural character of the coastline and avoid impacts on the surf break.

The applications are being processed by Environment Canterbury (ECAN) and Kaikōura District Council under the Order in Council for the coastal route recovery, which provides a more truncated process than under the RMA. There has been media coverage and the Surfbreak Preservation Society (the Society) has written to you (and other Ministers) raising concerns about impacts on the surf break and arguing for the application to be subject to the usual RMA consent process. We are preparing a Ministerial response for you to send to the Society.

3.3. Update of regional council river water quality trends on LAWA

Regional Councils are in the process of updating their 10-year river water quality trends. The updated trends (from 2006 to 2017) are due to be released on the Land Air Water Aotearoa (LAWA) website in the week of 16 April. We are working with LAWA to prepare communication material for the launch and will provide you with an update on the latest trends before they are released, including how they compare with past trends published in "Our Fresh Water 2017".

1. Briefing notes

3 April - 27 April

Title	Lead agency	What this briefing covers	Date due to your office
Proposed Taranaki and Hawkes Bay iwi regional environment forums	MfE	Provides background on the proposed forum to be held in Taranaki and the Hawkes Bay this year and seek the Ministers interest and availability to attend.	3 April
Catchments Otago Event	MfE	Briefing and speech notes for Minister Parker to speak at the Catchments Otago event	3 April
The upcoming land domain environmental report	MfE	The land domain report, produced under the Environmental Reporting Act 2015 (ERA), will be published on 19 April. This note briefs you on the indicators that will be reported on, the likely relevance of those indicators to government priorities, and the process for release.	4 April
Further advice on legislative considerations and decision-making framework in the Urban Development Legislation	MfE	On request from Ministers following joint briefing with MBIE 2018-B-04295	4 April
EPA board appointments 2018 candidate shortlist	MfE	We will provide you and Minister Sage with a shortlist of candidates and our recommendations for the 2018 round of EPA board appointments.	5 April
s 9(2)(f)(iv)			5 April
Waikato Freshwater Visit	MfE	Ministerial visit to launch the Waikato and Waipa Restoration Strategy and meet with the Council and the Healthy Rivers Plan change collaborative Group	6 April
Draft first set of National Planning Standards - approval of detail and progression to public notification	MfE DoC	Seeks approval by both Ministers to release a set of the draft National Planning Standards for consultation. Includes draft cabinet paper.	10 April
Update of the Australian and New Zealand Guidelines for Fresh and Marine Water Quality	MfE	Seeks your approval to release the guidelines.	3 April
Final sign-off of the Estimates 2018/19 and Supplementary Estimates 2017/18 documents		Asks you to complete a final sign-off of the Estimates 2018/19 and Supplementary Estimates 2017/18 documents and submit them to the Minister of Finance's office by 1pm 12 April	10 April
Auckland Unitary Plan	MfE	Learnings from the plan-making process	11 April
Charges on exports of bottled water	MfE	Further advice on charges on exports of bottled water, following an initial briefing in February 2018.	13 April

Public consultation on regulatory measures to ratify the Minamata Convention on mercury	MfE	To provide you with a draft Cabinet paper seeking approval to publicly consult on regulatory proposals required to ratify the Minamata Convention on mercury, and with a draft discussion document outlining these proposals.	26 April
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4. Cabinet material being prepared for you

3 April - 27 April

Paper name	Committee	What this paper covers	Our Suggested timeframes
Iwi/hapū rights and interests in freshwater	CBC	Continuing to engage the Freshwater Iwi Leaders Group to explore options to address iwi/hapū rights and interests in freshwater, plus, Engaging more widely with Māori to explore options on freshwater policy and iwi/hapū rights and interests. Maintaining, at least for the time being, the Crown's position to date on addressing iwi/hapū rights and interests, including five bottom lines which have guided the development of options.	Due to Cabinet: 3 April
Approval of policy decisions in relation to cost recovery of Boards of Inquiry and approval to introduce an EEZ Act Amendment Bill to the House		Seeks Cabinet approval to amend the EEZ Act to provide for cost recovery provisions in relation to Boards of Inquiry appointed by the Minister under the EEZ Act and to introduce an EEZ Act Amendment Bill to the House	Due to Cabinet: 9 April
All of Government programme required to manage the response to per- and poly-fluorinated alkyl substances	ENV	The purpose of this paper is to seek decisions around scope and governance on a nationwide All of Government programme, to ensure the successful management of per- and poly-fluorinated alkyl substances (PFAS) contamination.	Due to lodge: 5 April Due to Environment Committee: 10 April Due to Cabinet: 16 April
Appointing the Tamarind Resources EEZ Board of Inquiry	APH	This is the Cabinet paper outlining your decisions to appoint an EEZ Board of Inquiry for Tamarind Resources' notified marine consent application, which is to be discussed and noted at APH Committee.	Due to lodge: 5 April Due to Appointments and Honours Committee: 11 April Due to Cabinet: 16 April
Resource Management (National Environmental Standards for Plantation Forestry) Amendment Regulations 2018	LEG	Seeks Legislative Committee approval of minor and technical amendments to the National Environmental Standards for Plantation Forestry to correct errors and clarify the regulations to ensure they give effect to the original policy intent.	Due to lodge 5 April Due to Legislative Committee 12 April Due to Cabinet: 16 April

Paper name	Committee	What this paper covers	Our Suggested timeframes
Urban Growth Agenda	DEV	This joint paper with Minister Twyford will outline the objectives and approach to implementing the Urban Growth Agenda.	Due to you: 12 April Due to lodge: 26 April Due to Economic Development Committee: 2 May
s 9(2)(f)(iv)			
Minamata Convention: Approval to consult on mercury regulations	ENV	This Cabinet Paper seeks Cabinet agreement to publicly consult on a proposed package of regulatory measures to control the use and release of mercury in New Zealand. These measures are required in order for New Zealand to be able to ratify the Minamata Convention on Mercury.	Due to you: 26 April Due to lodge: 3 May Due to Environment Committee: 8 May
Public notification of the first set of National Planning Standards	ENV	This is a joint paper with the Minister of Conversation seeking approval to publically notify the first set of National Planning Standards in the first week of June 2018. This paper will also seek approval in principle on the scope and alternative timeframes of the National Planning Standards.	Due to you: 9 May Due to lodge: 17 May Due to Environment Committee: 22 May
National Direction to support the Resource Management Act: Priorities for 2018-19	TBC	Seeks Cabinet approval to publish a forward agenda to communicate the Government's priorities for the national direction programme over 2018-19.	Due to you: TBC
Restoring our freshwater and waterways	TBC	An approach to restoring New Zealand's waterways for this term of Government with a focus on stopping further degradation, reversing past damage, and fixing water and land use fundamentals. We intend to report back to Cabinet in April 2018 with	Due to you: TBC

Paper name	Committee	What this paper covers	Our Suggested timeframes
s 9(2)(f)(iv)			
Proposed Policy for Decommissioning Regulations in the Exclusive Economic Zone	TBC	The Cabinet Paper seeks approval for the release of a public discussion document on "Proposed regulations for decommissioning plans under the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012. Regulations are needed in order for amendments to the EEZ Act on decommissioning to apply and to provide sufficient detail for the decommissioning process to operate effectively.	Due to you: TBC

5. Cabinet material we have been consulted on

Paper name	Agency	Committee	Our feelings on the paper
s 9(2)(f)(iv)	Treasury and Statistics NZ	Cabinet Priorities	s 9(2)(f)(iv)
KiwiBuild: definitions, eligibility criteria and the 'buying off the plans' initiative (underwrite) Companion Paper: Final Draft KiwiBuild – "Buying off the Plans" Single Stage Business Case.	MBIE	DEV	This paper seeks agreement to; the high level definitions, eligibility criteria and associated processes for the KiwiBuild programme; and to establish the KiwiBuild 'Buying off the Plans' initiative as one of four initial priorities for delivering KiwiBuild. We were not consulted on this item prior to your office receiving the draft. The Office of Min. Twyford has requested comments by Wednesday 4 April; we are working with your office to provide any comments necessary.

s 9(2)(f)(iv)

6. Official Information Act requests

6.1. Ministerial

Request	Correspondent	Reference	At your office	Due to send
All weekly briefings received for the "environment" portfolio from the date the government took office to 31 January 2018. If regular briefings are received at an interval other than weekly, I'd like those instead.	s 9(2)(a) No Right Turn blog	18-O-00494	29 March	6 April
Please provide copies of all the weekly briefings you have received from the Ministry for the Environment since you became Minister for the Environment.	s 9(2)(a)	18-O-00493	4 April	10 April
Given the change in policy outlined in a recent note by the Ombudsman in regards to 'Free and Frank' information, pursuant to section 12 of the Official Information Act 1982 I request A copy of every Weekly Report received by you as Minister for the Environment since 1 February 2018	s 9(2)(a) National Party	18-D-00584	12 April	19 April

6.2. Departmental

Request	Correspondent	Reference	Due to send
<p>1 Has your department/ministry given funding to Te Arawa River Iwi Trust since 2009/10; if so, how much funding has been provided?</p> <p>2 What was the purpose for which this funding was given?</p> <p>3 What were the outcomes your department/ministry contracted for in providing this funding?</p> <p>4 Was an evaluation completed in relation to this funding/contract? Did the evaluation find the outcomes contracted for had been met?</p> <p>5 Was Te Arawa River Iwi Trust given funding in the 2017/18 financial year? Is Te Arawa River Iwi Trust to be given funding in the 2018/19 financial year?</p> <p>6 Does your department/ministry have a policy on providing funding to organisations when individuals associated with those organisations are under investigation by the Serious Fraud Office? If so, what is that policy?</p>	s 9(2)(a) ACT Party	18-D-00498	13 April

<p>1. "Please may I have a copy of the GIS data for all displayed rivers, lakes and sampling point features"</p> <p>2. "Please may I have a copy of the URL's for the GIS webservices that are feeding the vector data representation of these features for these pages"</p>	<p>s 9(2)(a) [redacted] OpenGeo</p>	<p>18-D-00572</p>	<p>17 April</p>
<p>1.The list of the top ten industries/activities that use freshwater and the estimated water used by each of these industries each year.</p> <p>2.The title of all aide memoires, briefing papers and cabinet papers by the Ministry for the Environment to the Minister for the Environment since 1 October 2017.</p> <p>3.A copy of any papers, briefings or aide memoires relating to the water bottling industry in New Zealand produced by the Ministry for the Environment since 1 January 2017</p> <p>4.Any reports, papers or briefings relating to the introduction of water royalties on the bottling industry, taxes on the export of bottled water or the introduction of charging for the commercial use of water since 1 October 2017.</p>	<p>s 9(2)(a) [redacted] NZ Beverage Council</p>	<p>18-D-00542</p>	<p>18 April</p>
<p>I request a copy of all information held at MFE in relation to 'The Nature Conservancy' from 20 March 2017 to 20 March 2018. For clarification this request covers amongst other things emails, correspondence, and all reports.</p>	<p>s 9(2)(a) [redacted] CE, NZ Fish and Game Council</p>	<p>18-D-00547</p>	<p>19 April</p>
<p>The OIA material RNZ is referencing in its reporting of Dr Rowarth's departure from the EPA.</p>	<p>s 9(2)(a) [redacted] Energy News</p>	<p>18-D-00566</p>	<p>20 April</p>
<p>1.A list of all applications made to the Waste Minimisation Fund (both successful and unsuccessful), during the most recent round of funding, detailing the name of the applicant, the amount of funding sought, and whether the application was successful.</p> <p>2.A summary of each successful application made during the most recent round of funding. Please include the amount of funding sought, the amount of funding granted, and a summary of the project.</p>	<p>s 9(2)(a) [redacted] Tax Payers Union</p>	<p>18-D-00571</p>	<p>24 April</p>

Weekly Update – Hon David Parker, Minister for the Environment

For the week starting 9 April 2018

Environment weekly meeting 4.00pm – 5.00pm, Wednesday 11 April

Attendees: Hon David Parker, Minister for the Environment

Vicky Robertson, Secretary for the Environment

Cheryl Barnes, Deputy Secretary, Water

Amanda Moran, Deputy Secretary, Resource Management

Claire Richardson, Deputy Secretary, Organisational Performance

James Walker, Deputy Secretary, Partnerships and Customers

Apologies: Penny Nelson, Deputy Secretary, Environmental Performance, Innovation & Climate

	Agenda Item	Lead	Paper / verbal update	Mins
1.	Discuss weekly update	Vicky Robertson	Verbal update	5
2.	Water – work programme	Cheryl Barnes	Paper	10
3.	Water – stock exclusion	Cheryl Barnes	Paper	10
4.	Water – swimming targets	Cheryl Barnes	Paper	10
5.	Water - Overseer	Cheryl Barnes	Paper	10
6.	Water – economic instruments for water quality	Cheryl Barnes	Verbal update	10
7.	Follow up to meeting with DairyNZ	Cheryl Barnes	Verbal update	5

Upcoming meetings

Week 9 April – 20 April

9 April	9.00am	Speech to Catchments Otago Symposium: Water, Biodiversity, People
10 April	10.00am	Minister Parker and Sage weekly meeting (Environment and OIO)
	4.45pm	Environment Cabinet Committee
11 April	10.00am	QEII National Trust (Mike Jebson and James Guild)
	12.00pm	Minister Mahuta on Three Waters Infrastructure
	4.00pm	MfE officials meeting – Focus on Water programme
	5.00pm	Meeting with Martyn Dunne
12 April	8.00am	Minister Twyford on Greenfield Development in Auckland
13 April		<i>Visit to Waikato</i>
18 April	11.00am	Land domain report briefing
	12.00pm	Hawke's Bay Regional Council

1. Progress towards Government's strategic priorities

1.1. Climate Change


Zero Carbon Bill

The terms of reference for the Interim Climate Change Committee were approved by Cabinet on March 26. The confirmation of membership of the Climate Change Committee went to the Appointments and Honours Committee (APH) on April 4, before being considered by Cabinet on April 9.

1.2. Urban

We provided comments to your office on 3 April on our involvement in developing the Kiwibuild criteria for choosing projects, to inform the *Kiwibuild: definitions, eligibility criteria and the 'buying off the plans' initiative (underwrite)* Cabinet Paper. The paper will be considered by Cabinet Economic Development Committee (DEV) on Wednesday 11 April 2018 and Cabinet on Monday 16 April 2018.

s 9(2)(f)(iv)



We have incorporated Minister's feedback on the Urban Growth Agenda Cabinet paper and distributed a revised version for departmental consultation. A final draft will be provided to you, Minister Twyford and Associate Minister Genter for consultation with your Ministerial colleagues later this week.

1.3. Water

Your regular officials meeting for the week commencing 9 April 2018 will now happen at 4-5pm on 11 April. At the suggestion of your office, the format of the meeting is proposed to be a brief discussion on matters arising from the Weekly Report, with the rest of the time being on the following water policy issues.

1. Work programme
2. Stock exclusion
3. Swimming targets
4. Overseer
5. Economic instruments for water quality

We will provide an annotated agenda and relevant documents (for example a draft summary work programme) in advance of this discussion.

2. Actions and decisions

2.1. Revised timeframe for Kigali Amendment

As we notified you last week, it is no longer feasible for New Zealand to ratify the Kigali Amendment to the Montreal Protocol by the end of 2018. This presents an opportunity to consult further with industry to address some of their concerns. We are preparing advice for you on options for a pathway to ratification in 2019. You will receive this on the 26th April. In the meantime, we seek your agreement to update industry on new timeframes (they will not be consulted in May 2018 on the draft exposure of the Ozone Layer Protection regulations to implement the Kigali Amendment). Providing updates to industry will assist them with their business planning including when to order refrigerants.

Do you agree to officials updating industry to notify them that ratification of the Kigali Amendment is not likely to proceed during 2018 and that we will update them with a revised way forward as soon as possible?

Yes/No

3. Briefing notes

9 April – 4 May

Title	Lead agency	What this briefing covers	Date due to your office
Draft first set of National Planning Standards - approval of detail and progression to public notification	MfE DoC	Seeks approval by both Ministers to release a set of the draft National Planning Standards for consultation. Includes draft cabinet paper.	10 April
Waikato Freshwater Visit	MfE	Provides information and speech notes to support the launching of the Waikato and Waipā River Restoration Strategy for the Waikato and Waipā Rivers, on 13 April 2018. The paper also provides you with information for proposed meetings with stakeholder groups, and the Waikato Regional Council.	10 April
Final sign-off of the Estimates 2018/19 and Supplementary Estimates 2017/18 documents		Asks you to complete a final sign-off of the Estimates 2018/19 and Supplementary Estimates 2017/18 documents and submit them to the Minister of Finance's office by 1pm 12 April	10 April
EPA board appointments 2018 candidate shortlist	MfE	We provide you with a shortlist of candidates and our recommendations for the 2018 round of EPA board appointments.	12 April
Release of New Zealand's Greenhouse Gas Inventory 1990 - 2016 and the 2020 Net Position	MfE	You are being provided with a copy of Minister Shaw's briefing on the Greenhouse Gas Inventory (the inventory) and the 2020 net position are released on 12 April. The inventory is the official annual estimate of all human-caused greenhouse gas emissions and removals in New Zealand under the United Nations Framework Convention on Climate Change (UNFCCC) and the Kyoto Protocol. The 2020 net position uses the inventory data to track progress towards New Zealand's target of reducing emissions to five per cent below 1990 levels by 2020.	12 April
s 9(2)(f)(iv)			
s 9(2)(f)(iv)			
Public consultation on regulatory measures to ratify the Minamata Convention on mercury	MfE	To provide you with a draft Cabinet paper seeking approval to publicly consult on regulatory proposals required to ratify the Minamata Convention on mercury, and with a draft discussion document outlining these proposals.	26 April
s 9(2)(f)(iv)			
Genetic Technology - Overview and Next Steps	MfE	A high level overview of developments in genetic technologies, the international regulatory landscape, the value of a public conversation on how New Zealand responds and the preparatory work required.	1 May

4. Cabinet material being prepared for you

9 April – 4 May

Paper name	Committee	What this paper covers	Our Suggested timeframes
Approval of policy decisions in relation to cost recovery of Boards of Inquiry and approval to introduce an EEZ Act Amendment Bill to the House		Seeks Cabinet approval to amend the EEZ Act, to provide for cost recovery provisions in relation to Boards of Inquiry appointed by the Minister under the EEZ Act and to introduce an EEZ Act Amendment Bill to the House regarding this specific issue.	Due to Lodge: 12 April Due to Cabinet: 16 April
Appointing the Tamarind Resources EEZ Board of Inquiry	APH	This is the Cabinet paper outlining your decisions to appoint an EEZ Board of Inquiry for Tamarind Resources' notified marine consent application, which is to be discussed and noted at APH Committee.	Due to Appointments and Honours Committee: 11 April Due to Cabinet: 16 April
Resource Management (National Environmental Standards for Plantation Forestry) Amendment Regulations 2018	LEG	Seeks Legislative Committee approval of minor and technical amendments to the National Environmental Standards for Plantation Forestry, to correct errors and clarify the regulations to ensure they give effect to the original policy intent.	Due to Legislative Committee 12 April Due to Cabinet: 16 April
Urban Growth Agenda	DEV	This joint paper with Minister Twyford will outline the objectives and approach to implementing the Urban Growth Agenda.	Due to you: 12 April Due to lodge: 26 April Due to Economic Development Committee: 2 May
s 9(2)(f)(iv)			

Minamata Convention: Approval to consult on mercury regulations	ENV	This Cabinet Paper seeks Cabinet agreement to publicly consult on a proposed package of regulatory measures to control the use and release of mercury in New Zealand. These measures are required in order for New Zealand to be able to ratify the Minamata Convention on Mercury.	Due to you: 26 April Due to lodge: 17 May Due to Environment Committee: 22 May
Public notification of the first set of National Planning Standards	ENV	This is a joint paper with the Minister of Conversation seeking approval to publically notify the first set of National Planning Standards in the first week of June 2018. This paper will also seek approval in principle on the scope and alternative timeframes of the National Planning Standards.	Due to you: 9 May Due to lodge: 17 May Due to Environment Committee: 22 May
All of Government programme required to manage the response to per- and poly-fluorinated alkyl substances	TBC	The purpose of this paper is to seek decisions around scope and governance on a nationwide All of Government programme, to ensure the successful management of per- and poly-fluorinated alkyl substances (PFAS) contamination.	Due to lodge: TBC
National Direction to support the Resource Management Act: Priorities for 2018-19	TBC	Seeks Cabinet approval to publish a forward agenda to communicate the Government's priorities for the national direction programme over 2018-19.	Due to you: TBC
Restoring our freshwater and waterways	TBC	An approach to restoring New Zealand's waterways for this term of Government with a focus on stopping further degradation, reversing past damage, and fixing water and land use fundamentals. We intend to report back to Cabinet in April 2018 with further details of a work programme to engage the public, take steps now to halt further degradation, and over the longer term address the fundamental issues in New Zealand's water management system.	Due to you: TBC
Goals for Land-based Sectors	TBC	The paper makes the connections between the Government's key commitments, sets out the major milestones and proposes the goals for the future of the land-based sectors. Achieving these goals is a critical component of making the necessary transition to a strong and sustainable New Zealand economy.	Due to you: TBC
Proposed Policy for Decommissioning Regulations in the Exclusive Economic Zone	TBC	The Cabinet Paper seeks approval for the release of a public discussion document on "Proposed regulations for decommissioning plans under the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012. Regulations are needed in order for amendments to the EEZ Act on decommissioning to apply and to provide sufficient detail for the decommissioning process to operate effectively.	Due to you: TBC

5. Cabinet material we have been consulted on

Paper name	Agency	Committee	Our feelings on the paper
s 9(2)(f)(iv)			
Proposed approach for Auckland Rapid Transit Network Programme	MoT	CBC 16 April	<p>This paper seeks Cabinet's endorsement of a proposed approach to the development of a Rapid Transit Network (RTN) programme for Auckland to support the Government's transport and urban development objectives. The initial focus will be on delivering two corridors connecting the airport to the city on an accelerated schedule.</p> <p>MoT are assessing a range of options, existing legislative frameworks and also potential legislative changes, to accelerate the city-to-airport links. This may include legislative changes to the Resource Management Act 1991 and Public Works Act 1981.</p> <p>We suggest that existing processes under the RMA, such as Direct Referral or Nationally Significant Proposal (to the Environment Court), are the first port of call before one off special legislation overriding the RMA is progressed.</p> <p>Minister Twyford will be consulting you on the options for accelerating the city-to-airport links in the coming weeks. We will provide you with further information to support you in these conversations.</p>
KiwiBuild: definitions, eligibility criteria and the 'buying off the plans' initiative (underwrite)	MBIE	DEV	This paper seeks agreement to the high level definitions, eligibility criteria and associated processes for the KiwiBuild programme; and to establish the KiwiBuild 'Buying off the Plans' initiative as one of four

			<p>initial priorities for delivering KiwiBuild.</p> <p>As MBIE did not directly consult us on this paper, we provided our comments to your office on 3 April 2018. We have also shared our comments with MBIE.</p> <p>Our main comments are that</p> <ul style="list-style-type: none"> • it is unclear what process will be used to develop criteria to select proposals and assess what “transaction-specific outcomes” should be prioritised and MfE wishes to be involved; and • case-by-case basis decisions could be informed by overarching principles to achieve broad policy objectives (such as water quality and climate change).
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6. Official Information Act requests

6.1. Ministerial

Request	Correspondent	Reference	At your office	Due to send
Please provide copies of all the weekly briefings you have received from the Ministry for the Environment since you became Minister for the Environment.	§ 9(2)(a)	18-O-00493	4 April	10 April
Given the change in policy outlined in a recent note by the Ombudsman in regards to 'Free and Frank' information, pursuant to section 12 of the Official Information Act 1982 I request A copy of every Weekly Report received by you as Minister for the Environment since 1 February 2018	§ 9(2)(a) National Party	18-D-00584	12 April	19 April

6.2. Departmental

Request	Correspondent	Reference	Due to send
<p>1 Has your department/ministry given funding to Te Arawa River Iwi Trust since 2009/10; if so, how much funding has been provided?</p> <p>2 What was the purpose for which this funding was given?</p> <p>3 What were the outcomes your department/ministry contracted for in providing this funding?</p> <p>4 Was an evaluation completed in relation to this funding/contract? Did the evaluation find the outcomes contracted for had been met?</p> <p>5 Was Te Arawa River Iwi Trust given funding in the 2017/18 financial year? Is Te Arawa River Iwi Trust to be given funding in the 2018/19 financial year?</p> <p>6 Does your department/ministry have a policy on providing funding to organisations when individuals associated with those organisations are under investigation by the Serious</p>	§ 9(2)(a) ACT Party	18-D-00498	13 April

Fraud Office? If so, what is that policy?			
1. "Please may I have a copy of the GIS data for all displayed rivers, lakes and sampling point features" 2. "Please may I have a copy of the URL's for the GIS webservices that are feeding the vector data representation of these features for these pages"	s 9(2)(a) OpenGeo	18-D-00572	17 April

Proactively Released

<p>1.The list of the top ten industries/activities that use freshwater and the estimated water used by each of these industries each year.</p> <p>2.The title of all aide memoires, briefing papers and cabinet papers by the Ministry for the Environment to the Minister for the Environment since 1 October 2017.</p> <p>3.A copy of any papers, briefings or aide memoires relating to the water bottling industry in New Zealand produced by the Ministry for the Environment since 1 January 2017</p> <p>4.Any reports, papers or briefings relating to the introduction of water royalties on the bottling industry, taxes on the export of bottled water or the introduction of charging for the commercial use of water since 1 October 2017.</p>	<p>s 9(2)(a)</p> <p>NZ Beverage Council</p>	<p>18-D-00542</p>	<p>18 April – To be provided to your office as an FYI 13 April.</p>
<p>I request a copy of all information held at MFE in relation to 'The Nature Conservancy' from 20 March 2017 to 20 March 2018. For clarification this request covers amongst other things emails, correspondence, and all reports.</p>	<p>s 9(2)(a)</p> <p>NZ Fish and Game Council</p>	<p>18-D-00547</p>	<p>19 April</p>
<p>1.A list of all applications made to the Waste Minimisation Fund (both successful and unsuccessful), during the most recent round of funding, detailing the name of the applicant, the amount of funding sought, and whether the application was successful.</p> <p>2.A summary of each successful application made during the most recent round of funding. Please include the amount of funding sought, the amount of funding granted, and a summary of the project.</p>	<p>s 9(2)(a)</p> <p>Tax Payers Union</p>	<p>18-D-00571</p>	<p>24 April</p>
<p>"What is the position of Environment Canterbury regarding chemicals/persistent trails released from non-domestic flights?" David also wants "some indication of the public concern received regarding chemicals/persistent trails released from non-domestic flights".</p>	<p>s 9(2)</p>	<p>18-D-00584</p>	<p>27 April</p>

Proactively Released

Weekly Update – Hon David Parker, Minister for the Environment

For the week starting 16 April 2018

Upcoming meetings

Week 16 April – 27 April

18 April	11.00am	Land domain report briefing
	12.00pm	Hawke's Bay Regional Council
19 April		<i>Visit to Gisborne</i>
26 – 27 April		<i>Australian Meeting of Environment Ministers in Melbourne</i>
30 April	8.00am	Climate Change Ministers meeting
30 April	11.00am	MfE officials meeting
30 April	3.30pm	Minister Twyford and MBIE, Tsy and MfE officials – measuring the cost of growth
1 May	8.00am	Marine Ministers meeting
1 May	3.30pm	Ministers Parker and Sage regular meeting
2 May	4.30pm	MfE officials on RM reform bill
2 May	6.30pm	Minister Twyford and NZPI
3 May	11.00am	Ministers meeting on Urban Development Authority/ Housing Commission

1. Progress towards Government's strategic priorities

1.1. Climate Change

Zero Carbon Bill


The terms of reference for the Interim Climate Change Committee were approved by Cabinet on March 26. The paper confirming membership of the Interim Climate Change Committee was approved by Cabinet on April 9, with an announcement scheduled for next week. There is a Cabinet paper seeking approval of Climate Change Objectives, due to go to the Environment, Energy and Climate Committee on May 9 before being considered by Cabinet on May 14.

1.2. Urban

We are reflecting your discussion with Minister Twyford and officials about Greenfield development into the UGA Cabinet paper - to indicate how this growth could occur. We will send an updated draft Cabinet paper for your consideration on 19 April intended for DEV on 9 May.

1.3. Water

s 9(2)(f)(iv)



2. Actions and decisions

2.1. Proactive briefing and Cabinet paper list release

We recommend that you proactively release a list of all the briefing and Cabinet papers you have received from the Ministry on a specifically built page of our website.

We believe that this aligns with your commitment to open government, and will address the large volume of WPQs and OIAs requesting this information, allowing your office to refer all such requests to the publicly available list on our website.

This would be an ongoing process, by which we would update the list in the middle of each calendar month to include the previous calendar months' papers. This would then allow us to support your goal of a more open and transparent government by linking briefings captured in OIAs to the list, and proactively releasing material which has a high public interest.

Do you agree to the Ministry for the Environment publishing a list of briefing material you have received on our website?

Yes/No

3. Updates for noting

3.1. **Victoria University Sustainable Development Goals Summit 23 April: Ministry Involvement**

Victoria University is hosting a Summit on Sustainable Development Goals (SDGs) on Monday 23 April. Minister Shaw is attending as a key note speaker. The Summit includes a panel session on what Government is doing to respond to the SDGs and Penny Nelson is representing the Ministry on this panel alongside Jonathan Kings, Deputy Secretary, Pacific and Development Group from the Ministry of Foreign Affairs and Trade, Andrew Kibblewhite, Chief Executive of the Department of Prime Minister and Cabinet, and Judge Andrew Becroft, the Children's Commissioner.

Over 300 attendees from government, academia and business will attend and we will use the Summit as an opportunity to outline what Government is doing, and hear how other stakeholders are incorporating the SDGs into their work.

The Ministry is also working actively with the cross-government interagency group on coordinating SDG implementation, and leads the Natural Resources Sector sub-group. Our focus at the moment is providing input into Statistics NZ-led work to develop a measurement framework for New Zealand, to ensure the resulting framework supports SDG measurement and our reporting requirements for the United Nations.

3.2. **LAWA National River Water Quality 10 Year Trend Summary**

Regional Councils plan to release their updated 10-year river water quality trends in the week of 16 April. The updated trends (from 2006 to 2017) will be released on the Land Air Water Aotearoa (LAWA) website. We are continuing to work with LAWA to prepare communication material for the launch.

The LAWA analysis paints a slightly more positive picture to what we reported in *Our Fresh Water 2017*. LAWA uses a more recent time period and includes the results from more sites. The analysis follows the same methodology.

We regard the LAWA report as another useful contribution to our knowledge about water quality, but would be cautious about overstating what it says about trends. The analysis found improvements in water quality were more common than degradations for all water quality parameters. We have provided a copy of the summary report to our office.

4. Briefing notes

16 April – 11 May

Title	Lead agency	What this briefing covers	Date due to your office
Meeting with Greenpeace to discuss proposal for a moratorium on dairy intensification	MfE	Provides background information and speaking points for your meeting with Greenpeace on dairy intensification in the Mackenzie District and an upcoming media campaign proposing a moratorium on intensification.	16 April
Meeting with Hawkes Bay Regional Council representatives	MfE	Meeting with Council Representatives (Chair, Deputy Chair, Councillor and CE) on land, water and coastal marine management challenges the region is facing. A particular focus is on a report commissioned by the Council on how best it can continue to fund sustainable growth across the Hawkes Bay.	16 April
National Planning Standards: approval for consultation	MfE and DoC	Seeks approval to publically notify the draft first set of National Planning Standards. Attaches draft Cabinet paper, draft consultation document, evaluation report under section 32 of the Resource Management Act, regulatory impact statement and draft planning standards.	16 April
Auckland Unitary Plan	MfE	Learnings from the plan-making process	16 April
Report on the Enforcement of the Hazardous Substances and New Organisms Act 1996	MfE	Provides you with advice regarding the annual Activities and Intentions Report produced by the Environmental Protection Authority (EPA) on the Enforcement of the Hazardous Substances and New Organisms (HSNO) Act 1996.	17 April
National Environmental Standards for Plantation Forestry Gazette notice	MfE	Seeks your agreement to publish notice in the New Zealand Gazette of two changes to documents incorporated by reference in the NES (an updated version of the Erosion Susceptibility Classification and a new method for calculating flood flows).	19 April
Public consultation on regulatory measures to ratify the Minamata Convention on mercury	MfE	Provides you with a draft Cabinet paper seeking approval to publicly consult on regulatory proposals required to ratify the Minamata Convention on mercury, and with a draft discussion document outlining these proposals.	26 April
s 9(2)(f)(iv)			
Implementation of the Kigali Amendment to phase down HFCs - Options for revised ratification pathway	MfE	This briefing note seeks your agreement on a way forward for New Zealand to ratify the Kigali Amendment to the Montreal Protocol	30 April

NPS-UDC Annual Report to Minister	MfE	An annual update to the Minister on the NPS-UDC and the progress of its implementation. This includes the key risks and issues arising, and the major milestones reached such as the completion of the first round of HBAs. It also includes a summary of the HBA evaluation for high-growth councils.	30 April
Initial advice on strategic integrated planning	MfE	Sets out initial advice for options on the objectives, scope and approach to strategic integrated planning as part of the pro-growth planning pillar of the urban growth agenda.	30 April
Genetic Technology - Overview and Next Steps	MfE	A high level overview of developments in genetic technologies, the international regulatory landscape, the value of a public conversation on how New Zealand responds and the preparatory work required.	1 May

5. Cabinet material being prepared for you

16 April – 11 May

Paper name	Committee	What this paper covers	Our Suggested timeframes
All of Government programme required to manage the response to per- and poly-fluorinated alkyl substances	ENV	The purpose of this paper is to seek decisions around scope and governance on a nationwide All of Government programme, to ensure the successful management of per- and poly-fluorinated alkyl substances (PFAS) contamination.	Due to Cabinet: 16 April
Appointing the Tamarind Resources EEZ Board of Inquiry	APH	This is the Cabinet paper outlining your decisions to appoint an EEZ Board of Inquiry for Tamarind Resources' notified marine consent application, which is to be discussed and noted at APH Committee.	Due to Appointments and Honours Committee: 2 May Due to Cabinet: 7 May
Resource Management (National Environmental Standards for Plantation Forestry) Amendment Regulations 2018	LEG	Seeks Legislative Committee approval of minor and technical amendments to the National Environmental Standards for Plantation Forestry to correct errors and clarify the regulations to ensure they give effect to the original policy intent.	Due to Cabinet: 24 April
Urban Growth Agenda	DEV	This joint paper with Minister Twyford will outline the objectives and approach to implementing the Urban Growth Agenda.	Due to lodge: 3 May Due to Economic Development Committee: 9 May

Minamata Convention: Approval to consult on mercury regulations	ENV	This Cabinet Paper seeks Cabinet agreement to publicly consult on a proposed package of regulatory measures to control the use and release of mercury in New Zealand. These measures are required in order for New Zealand to be able to ratify the Minamata Convention on Mercury.	Due to you: 26 April Due to lodge: 17 May Due to Environment Committee: 22 May
Public notification of the first set of National Planning Standards	ENV	This paper seeks in-principle agreement to the purpose of the planning standards and approval to release the draft planning standards for consultation.	Due to you: 16 April Due to lodge: 17 May Due to Environment Committee: 22 May
National Direction to support the Resource Management Act: Priorities for 2018-19	ENV	Seeks Cabinet approval to publish a forward agenda to communicate the Government's priorities for the national direction programme over 2018-19.	Due to you: 1 May Due to lodge: 2 May Due to Environment Committee: 8 May
Restoring our freshwater and waterways	TBC	An approach to restoring New Zealand's waterways for this term of Government with a focus on stopping further degradation, reversing past damage, and fixing water and land use fundamentals. We intend to report back to Cabinet in April 2018 with further details of a work programme to engage the public, take steps now to halt further degradation, and over the longer term address the fundamental issues in New Zealand's water management system.	Due to you: TBC
Goals for Land-based Sectors	TBC	The paper makes the connections between the Government's key commitments, sets out the major milestones and proposes the goals for the future of the land-based sectors. Achieving these goals is a critical component of making the necessary transition to a strong and sustainable New Zealand economy.	Due to you: TBC
Proposed Policy for Decommissioning Regulations in the Exclusive Economic Zone	TBC	The Cabinet Paper seeks approval for the release of a public discussion document on "Proposed regulations for decommissioning plans under the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012. Regulations are needed in order for amendments to the EEZ Act on decommissioning to apply and to provide sufficient detail for the decommissioning process to operate effectively.	Due to you: TBC

s 9(2)(f)(iv)

6. Official Information Act requests

6.1. Ministerial

Request	Correspondent	Reference	At your office	Due to send
Given the change in policy outlined in a recent note by the Ombudsman in regards to 'Free and Frank' information, pursuant to section 12 of the Official Information Act 1982 I request A copy of every Weekly Report received by you as Minister for the Environment since 1 February 2018	s 9(2)(a) National Party	18-D-00584	12 April	19 April

6.2. Departmental

Request	Correspondent	Reference	Due to send
<ol style="list-style-type: none">"Please may I have a copy of the GIS data for all displayed rivers, lakes and sampling point features""Please may I have a copy of the URL's for the GIS webservices that are feeding the vector data representation of these features for these pages"	s 9(2)(a) OpenGeo	18-D-00572	17 April
<ol style="list-style-type: none">The list of the top ten industries/activities that use freshwater and the estimated water used by each of these industries each year.The title of all aide memoires, briefing papers and cabinet papers by the Ministry for the Environment to the Minister for the Environment since 1 October 2017.A copy of any papers, briefings or aide memoires relating to the water bottling industry in New Zealand produced by the Ministry for the Environment since 1 January 2017Any reports, papers or briefings relating to the introduction of	s 9(2)(a) NZ Beverage Council	18-D-00542	18 April

water royalties on the bottling industry, taxes on the export of bottled water or the introduction of charging for the commercial use of water since 1 October 2017.			
I request a copy of all information held at MFE in relation to 'The Nature Conservancy' from 20 March 2017 to 20 March 2018. For clarification this request covers amongst other things emails, correspondence, and all reports.	§ 9(2)(a) CE, NZ Fish and Game Council	18-D-00547	19 April
1.A list of all applications made to the Waste Minimisation Fund (both successful and unsuccessful), during the most recent round of funding, detailing the name of the applicant, the amount of funding sought, and whether the application was successful. 2.A summary of each successful application made during the most recent round of funding. Please include the amount of funding sought, the amount of funding granted, and a summary of the project.	§ 9(2)(a) Tax Payers Union	18-D-00571	24 April
"What is the position of Environment Canterbury regarding chemicals/persistent trails released from non-domestic flights?" David also wants "some indication of the public concern received regarding chemicals/persistent trails released from non-domestic flights".	§ 9(2)	18-D-00584	27 April
-Any application by the Ohau Protection Society Incorporated for funding by the Environmental Legal Assistance Fund relating to the appeal Ohau Protection Society Inc v Waitaki District Council (ENV-2018-CHC-5) and all supporting documents provided with any application; and -Any communications between Ministry of the Environment employees, OPS's legal representatives and OPS members.	§ 9(2)(a) Senior Solicitor, Lane Neave	18-D-00606	3 May
Could you please send through the OIA provided to RNZ in regards to the waste-to-energy scheme based in this story? http://www.radionz.co.nz/news/politica/354039/experts-warned-govt-not-to-touch-waste-to-energy-scheme	§ 9(2)(a) Stuff	18-D-00612	3 May
To the best of your knowledge, were any computers within your Government department affected by the WannaCry ransomware attack? Was access to external email websites (e.g. Gmail, Yahoo Mail, Hotmail, etc) blocked as a result of the WannaCry ransomware attack? If YES, is access to these external email websites still blocked (as at 23 February 2018)? Please provide a copy of any email communications sent to ALL staff (i.e. all employees rather than any emails circulating within specific business units) surrounding the WannaCry ransomware attack.	§ 9(2)(a)	18-D-00618	4 May

Weekly Update – Hon David Parker, Minister for the Environment

For the week starting 30 April 2018

Environment weekly meeting 10.00am – 10.45am, Monday 30 April

Attendees: Hon David Parker, Minister for the Environment

Cheryl Barnes, Acting Chief Executive, Ministry for the Environment

Penny Nelson, Deputy Secretary, Environmental Performance, Innovation & Climate

Claire Richardson, Deputy Secretary, Organisational Performance

James Walker, Deputy Secretary, Partnerships and Customers

Jo Gascoigne, Director, Land, Air and RM Practice

Bryan Smith, Chief Water Advisor

John Robertson, Acting Director Marine, Environmental Risk & Science

Apologies: Vicky Robertson, Secretary for the Environment

Amanda Moran, Deputy Secretary, Resource Management

	Agenda Item	Lead	Paper / verbal update	Mins
1.	Discuss Weekly Update	Cheryl Barnes	Verbal update	10
2.	RM and Urban updates	Jo Gascoigne	Verbal update	10
3.	Water <ul style="list-style-type: none"> • Cabinet paper and timing • Bottled water • Takes and discharges 	Cheryl Barnes, Bryan Smith	Verbal update	10
4.	EEZ possible review of wider policy issues in the EEZ	John Robertson	Verbal update	10
5.	EEZ standing fee exception	John Robertson	Verbal update	5

Upcoming meetings

Week 30 April – 11 May

30 April	8.00am	Climate Change Ministers meeting
	10.00am	MfE officials meeting
	3.30pm	Minister Twyford and MBIE, Tsy and MfE officials – measuring the cost of growth
1 May	8.00am	Marine Ministers meeting (<i>TBC</i>)
	3.30pm	Ministers Parker and Sage regular meeting
2 May	4.30pm	MfE officials on RM reform bill
	6.30pm	Minister Twyford and NZPI
	7.00pm	WaterCare
3 May	11.00am	Ministers meeting on Urban Development Authority/ Housing Commission
4 May	<i>Regional visit</i>	Dunedin (David Benson Pope, and Otago Fish and Game)
7 May	11.00am	MfE officials weekly meeting
8 May	3.30 pm	Ministers Parker and Sage regular meeting
10 May	8.30am	Central and local government forum
	11.15am	MfE officials - (<i>topic TBC</i>)

1. Progress towards Government's strategic priorities


1.1. Climate Change

Zero Carbon Bill

The terms of reference for the Interim Climate Change Committee were approved by Cabinet on 26 March. There was a public announcement of the membership of the Interim Committee made on 17 April. A Cabinet paper seeking approval of Climate Change Objectives is due to go to the Environment, Energy and Climate Committee on 9 May before being considered by Cabinet on 14 May.

1.2. Urban

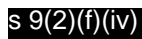
s 9(2)(f)(iv)



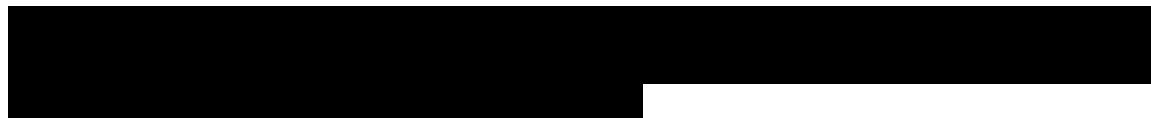

We have provided you with an updated draft of the Urban Growth Agenda Cabinet paper for consultation with your Ministerial colleagues. We have requested feedback by 1 May in order for it to be considered by the Cabinet Economic Development Committee on 9 May and Cabinet on 14 May.

1.3. Water

s 9(2)(f)(iv)



s 9(2)(f)(iv)



Proactively Released

2. Updates for noting

2.1. LGNZ first report under the Water 2050 project: Framework for Drinking Water Regulation

LGNZ has released its first report under its Water 2050 project that focuses on Drinking Water regulation. The report proposes a co-regulatory model for drinking water regulation that would involve collaboration between local authorities and central government to develop drinking water standards that are practically achievable (i.e. affordable to communities), which would then enforced by an independent regulator.

This proposed model differs significantly from the scope of advice being prepared by central government officials. A key issue is that the model blurs drinking water regulation with service delivery and does not align with the Government's view that all drinking water supplies should be compliant with national drinking water standards.

The report also purports to be the LGNZ response to the Havelock North Inquiry. However, it focuses entirely on Health regulation, and does not address or respond to the significant issues the Inquiry identified regarding local government delivery of drinking water services.

The Minister of Local Government met with LGNZ on 19 April to discuss the report.

s
9(2)
(f)
(iv)

2.2. s 9(2)(f)(iv)

2.3. Environment Court Declarations sought by Forest and Bird in Canterbury

On 9 April Forest and Bird (F&B) applied to the Environment Court seeking declarations of unlawfulness in relation to:

- A proposed agreement between the Canterbury Regional Council (ECan) and Amuri Irrigation Company Ltd (Amuri Irrigation) in which ECan would defer the review of Amuri's resource consents under s128 of the RMA despite the minimum flow limits in the Hurunui and Waiau River Regional Plan providing grounds for a review; and
- A 2015 'advice note' (policy) issued by ECan about the definition of "change of land use" in the plan.

The Hurunui-Waiiau Zone Committee (HZC) is tackling the requirement in the Plan to increase the minimum flow in the Hurunui River. This is only achievable with new resource consents or a review of existing consents.

We understand the HZC proposed engagement with Amuri irrigation, to develop a staged programme of environmental improvements that was seen as more effective than the time consuming process of consent review. The HZC sought an agreement between Ecan and Amuri Irrigation to achieve this outcome. This is seen by F&B as bypassing the requirements of the plan.

This case raises two broader concerns which may be of interest New Zealand wide:

- The prospect of capture of a collaborative group by an irrigation company (and the wider agricultural sector); and
- Parallel issues with Horizons Regional Councils' challenges in implementing the One Plan.

The Department of Conservation which was served notice of this application, is considering a course of action. Neither you nor the Ministry was served in this case.

We propose that you keep a watching brief to assess the broader implications of the case for national freshwater management. We will provide a further update as the case progresses.

2.4. Proposed changes to the Building Act 2004

Ministry of Building, Innovation and Employment (MBIE) is developing a Building Amendment Bill (the Bill) that proposes new powers under the *Building Act 2004* to manage buildings after an emergency (that are complementary to powers under the *Civil Defence Emergency Management Act 2002*), and for MBIE to investigate significant building failures.

We understand you will receive a copy of a briefing this week that MBIE is providing to Hon Salesa, Minister of Building and Construction. MBIE officials are recommending this Bill be introduced to Parliament in July.

The Bill focuses on addressing risks to life posed by buildings and surrounding land following an emergency event. The Bill won't address risks arising from land with no buildings (eg a walking track), and will not manage long-term risks to buildings from more remote land (eg rockfall from land above). Future work on the resource management system could include investigation of options for addressing these long term risks. The Government's response to the Climate Change Adaptation Technical Working Group's report and recommended actions (due to Hon Shaw, Minister for Climate Change this month) will be an opportunity to explore this issue further.

2.5. Announcement of priorities in contaminated land management

In line with discussions on the National Direction Forward Agenda, proposed amendments to the NES CS that resulted from the interim review will be put on hold until a later date when a full review of the NES CS is undertaken.

We are proposing to announce this decision to the public and stakeholders on our website on 30 April and at upcoming events, including the Regional Waste and Contaminated Land Officer's Forum meeting on 30 April and ALGA Contaminated Land Conference from 1-3 May. We will also update other relevant stakeholders. There may be some stakeholder reaction as the NESCS amendments are highly anticipated by some sectors. However, we believe that guidance will address many issues raised in the interim review. This will be clearly communicated with key stakeholders. The guidance includes a revised Hazardous Activities and Industries List (HAIL), HAIL guidance and completion of the Contaminated Land Management Guidelines 1 and 5.

The guidance will include references to PFAS, and work will closely align with the response to the PFAS contamination issue. We will provide a briefing on the HAIL Guidance to seek Ministerial direction about some key issues in late May.


2.6. National Policy Statement (NPS) on Versatile Land and High Class Soil

Officials have met with MPI to discuss the development of NPS for Versatile Land and High Class Soil following your announcement. We will provide MPI with information on the process and various options for the development of an NPS to support their engagement with Hon O'Connor, Minister of Agriculture, in the coming weeks. An update on the scope of the NPS is expected in late June.

2.7. Court of Appeal proceedings - *Attorney-General v Motiti Rohe Moana Trust*

The Crown has been granted leave to appeal the High Court decision *Attorney-General v Motiti Rohe Moana Trust* in the Court of Appeal. This case concerns the interface between the Resource Management Act 1991 and the Fisheries Act 1996, particularly the extent to which a regional council may regulate fishing and fisheries resources within the coastal marine area.

s 9(2)(f)(iv)



Proactively Released

3. Briefing notes

30 April – 25 May

Title	Lead agency	What this briefing covers	Due to office
Potential scope of Resource Management Act Amendments in 2018	MfE	Seeks your agreement on the scope of Resource Management Act 1991 amendments in 2018.	30 April
Instruments for national direction on estuaries	MfE	Responds to your request for advice as to whether estuaries should be in the National Policy Statement for Freshwater Management (NPS-FM), or should be a separate instrument.	30 April
Overseer future funding and direction	MfE	Further advice about funding Overseer and arising issues.	3 May
Auckland Unitary Plan	MfE	Learnings from the plan-making process	3 May
NPS-UDC- Annual Implementation Report to the Minister	MfE/MBIE	An update on councils' implementation of the National Policy Statement on Urban Development Capacity (NPS-UDC) and a summary of findings from the first Housing and Business Development Capacity Assessments (HBAs) that have been completed for five high-growth urban areas. It also outlines how this work informs the Urban Growth Agenda (UGA).	3 May
Implementation of the Kigali Amendment to phase down HFCs - Options for revised ratification pathway	MfE	Seeks your agreement on a way forward for New Zealand to ratify the Kigali Amendment to the Montreal Protocol	7 May
Environment portfolio matters at the Central Local Government	MfE	Provides information to support your attendance at the CG/LG Forum on 10 May	7 May
Public consultation on regulatory measures to ratify the Minamata Convention on mercury	MfE	Provides you with a draft Cabinet paper seeking approval to publicly consult on regulatory proposals required to ratify the Minamata Convention on mercury, and with a draft discussion document outlining these proposals.	10 May
Response to request for information on Rotorua Lakes Incentives Fund	MfE	Provides you with information you requested on the Rotorua Lakes Incentives Fund, in the context of the recent Environment Court hearing on the Bay of Plenty Regional Council's proposed Plan Change 10.	10 May
Genetic Technology - Overview and Next Steps	MfE	A high level overview of developments in genetic technologies, the international regulatory landscape, the value of a public conversation on how New Zealand responds and the preparatory work required.	15 May

4. Cabinet material being prepared for you

30 April – 25 May

Paper name	Committee	What this paper covers	Our Suggested timeframes
Urban Growth Agenda	(DEV) Cabinet Economic Development Committee	This joint paper with Minister Twyford will outline the objectives and approach to implementing the Urban Growth Agenda.	Due to lodge: 3 May Due to Economic Development Committee: 9 May

Paper name	Committee	What this paper covers	Our Suggested timeframes
Exclusive Economic Zone Board Of Inquiry - Appointments	(APH) Cabinet Appointments and Honours Committee	This is the Cabinet paper to present at the APH Committee so that it can note your intention to appoint members to the Tamarind Taranaki Limited Exclusive Economic Zone Board of Inquiry (EEZ BOI). Agreement is sought from the Committee to establish a standing fee exception for all EEZ BOIs.	Due to lodge: 10 May Due to Appointments and Honours Committee: 16 May
Public notification of the draft national planning standards	(DEV) Cabinet Economic Development Committee	National Planning Standards is a new national direction tool that was introduced by Resource Legislation Amendment Act 2017 (RLAA)	Due to you: 9 May Due to lodge: 17 May Due to Economic Development Committee: 23 May
s 9(2)(f)(iv)			
Minamata Convention: Approval to consult on mercury regulations	(ENV) Cabinet Environment, Energy and Climate Committee	This Cabinet Paper seeks Cabinet agreement to publicly consult on a proposed package of regulatory measures to control the use and release of mercury in New Zealand. These measures are required in order for New Zealand to be able to ratify the Minamata Convention on Mercury.	Due to you: 10 May Due to lodge: 14 June Due to Environment Committee: 19 June
s 9(2)(f)(iv)			

National Direction to support the Resource Management Act: Priorities for 2018-19	TBC	Seeks Cabinet approval to publish a forward agenda to communicate the Government's priorities for the national direction programme over 2018-19.	Due to you: TBC
Restoring our freshwater and waterways	TBC	An approach to restoring New Zealand's waterways for this term of Government with a focus on stopping further degradation, reversing past damage, and fixing water and land use fundamentals. We intend to report back to Cabinet in April 2018 with further details of a work programme to engage the public, take steps now to halt further degradation, and over the longer term address the fundamental issues in New Zealand's water management system.	Due to you: TBC
Goals for Land-based Sectors	TBC	The paper makes the connections between the Government's key commitments, sets out the major milestones and proposes the goals for the future of the land-based sectors. Achieving these goals is a critical component of making the necessary transition to a strong and sustainable New Zealand economy.	Due to you: TBC
Proposed Policy for Decommissioning Regulations in the Exclusive Economic Zone	TBC	The Cabinet Paper seeks approval for the release of a public discussion document on "Proposed regulations for decommissioning plans under the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012. Regulations are needed in order for amendments to the EEZ Act on decommissioning to apply and to provide sufficient detail for the decommissioning process to operate effectively.	Due to you: TBC

5. Cabinet material we have been consulted on

Paper name	Agency	Committee	Our feelings on the paper
Establishment of an inquiry into local government costs and revenue	DIA	(DEV) Cabinet Economic Development Committee (2 May)	This paper seeks Cabinet agreement to: a public inquiry into local government costs and revenue (a Coalition Agreement commitment); the terms of reference for the proposed inquiry; and the inquiry being conducted by the Productivity Commission. s 9(2)(g)(i) 

<p>National Security System: Improving the Management of National Security Risks</p>	<p>DPMC</p>	<p>(ERS) Cabinet External Relations and Security Committee</p>	<p>The Ministry was provided an opportunity to comment on DPMC's New Zealand National Risk Report and accompanying Cabinet paper. The Minister for National Security and Intelligence intends to release the Report to the public in May/June 2018.</p> <p>s 9(2)(g)(i)</p> <p>[Redacted]</p> <p>[Redacted]</p> <p>[Redacted]</p>
<p>s 9(2)(f)(iv)</p>	<p>Joint Stats NZ TSY</p>	<p>(CPC) Cabinet Priorities Committee</p>	<p>s 9(2)(f)(iv)</p> <p>[Redacted]</p> <p>[Redacted]</p>
<p>Ngāti Hinerangi: Deed Of Settlement</p>	<p>OTS</p>	<p>(CMR) Cabinet Crown/Māori Relations Committee</p>	<p>This paper seeks Cabinet agreement to the final redress package for the comprehensive settlement of the historical Treaty of Waitangi claims of Ngāti Hinerangi. A Crown offer for the Ngāti Hinerangi redress package was approved by Cabinet in October 2015 for the AIP [CAB Min (15) 17/2 refers]. The AIP signalled some outstanding details for some redress items to be finalised during negotiations to deed of settlement.</p> <p>s 9(2)(f)(iv)</p> <p>[Redacted]</p>

s 9(2)(f)(iv)	OTS	(CMR) Cabinet Crown/Māori Relations Committee	s 9(2)(f)(iv)
Proposed Conservation (Freshwater Fisheries Regulation) Reform Bill	DOC	Cabinet Environment, Energy and Climate Committee (ENV)	The Minister of Conservation is preparing a Cabinet paper for consideration at the Cabinet Environment, Energy and Climate Committee (ENV). The paper seeks agreement to introduce a Bill in May 2018 to amend provisions in the Conservation Act 1987 relating to the management of indigenous freshwater fisheries. Most of the changes are technical, to improve the workability of the current tools. Others move protection provisions from regulations to the Act, and bring them into line with current public expectations/practice. The Department of Conservation has consulted officials at the Ministry for the Environment, and we support the paper.

6. Official Information Act requests

6.1. Ministerial

Request	Correspondent	Reference	At your office	Due to send
1. A summary of steps taken by the Ministry for the Environment since 2015 to establish a regulatory framework for the monitoring and governance of atmospheric geoengineering in New Zealand.	s 9(2)(a) FYI Request	18-O-00663	16 April	15 May
2. A summary of further reports/enquires by the public of alleged high altitude aerosol spraying from aircraft received by the Ministry				

since January 2016. 3. Advice from your office about steps the Ministry will now take to reopen the reports received from the public of alleged high altitude aerosol spraying operations since 2010, and how these will be investigated.				
Given the change in policy outlined in a recent note by the Ombudsman in regards to 'Free and Frank' information, pursuant to section 12 of the Official Information Act 1982 I request A copy of every Weekly Report received by you as Minister for the Environment since 1 February 2018	s 9(2)(a) National Party	18-O-00548	11 May	18 May

6.2. Departmental

Request	Correspondent	Reference	Due to send
-Any application by the Ohau Protection Society Incorporated for funding by the Environmental Legal Assistance Fund relating to the appeal Ohau Protection Society Inc v Waitaki District Council (ENV-2018-CHC-5) and all supporting documents provided with any application; and -Any communications between Ministry of the Environment employees, OPS's legal representatives and OPS members.	s 9(2)(a) Senior Solicitor, Lane Neave	18-D-00606	3 May
Could you please send through the OIA provided to RNZ in regards to the waste-to-energy scheme based in this story? http://www.radionz.co.nz/news/political/354039/experts-warned-govt-not-to-touch-waste-to-energy-scheme	s 9(2)(a) Stuff	18-D-00612	3 May
To the best of your knowledge, were any computers within your Government department affected by the WannaCry ransomware attack? Was access to external email websites (e.g. Gmail, Yahoo Mail, Hotmail, etc) blocked as a result of the WannaCry ransomware attack? If YES, is access to these external email websites still blocked (as at 23 February 2018)? Please provide a copy of any email communications sent to ALL staff (i.e. all employees rather than any emails circulating within specific business units) surrounding the WannaCry ransomware attack.	s 9(2)(a)	18-D-00618	4 May
1. Contractual arrangements between WM and Government regarding quantities of tyres to be collected, storage and processing arrangements for those tyres, start date and duration. 2. Contractual arrangements between Golden Bay Cement and Government regarding re-factoring its Cement Plant to take T.D.F. 3. Contractual arrangements between Golden Bay Cement and Government regarding quantities of T.D.F. to be processed daily, start date and duration.	s 9(2)(a)	18-D-00655	14 May

<p>Could you please advise how many Joint Management Agreements have been entered into under s 36B - s 36E of the Resource Management Act 1991 since the section was first added to the Act in 2005? If possible I would also appreciate the names of these agreements, which local authorities and iwi groups they pertain to, and the date they were entered into.</p>	<p>s 9(2)(a) FYI Request</p>	<p>18-D-00658</p>	<p>14 May</p>
<p>I request all material, advice and communications (external and internal) provided to Government in preparation for the decision, announced on Thursday 12 April 2018, to limit onshore block offers to acreage in the Taranaki region and to no longer grant any new offshore oil and gas exploration permits.</p> <p>Please take this request to include (but not limited to) all written briefing materials, advice, memos, Cabinet papers, stakeholder engagement, etc.</p>	<p>s 9(2)(a) National</p>	<p>18-D-00656</p>	<p>14 May</p>
<p>All advice provided by Ministry for the Environment to the Prime Minister, and/or the Minister for Energy and Resources, and/or the Minister for Economic Development, and/or Minister for the Environment, and/or the Minister for Regional Development, between October 2017 and April 12 2018, relating to whether or not future block offers of oil and gas exploration permits would be offered to the market. This request includes, but is not limited to, advice relating to:</p> <ul style="list-style-type: none"> * energy security * employment * financial market stability * investment climate * regional development * New Zealand's greenhouse gas emissions * New Zealand's obligations under the Paris climate accord. 	<p>s 9(2)(a) The Listener</p>	<p>18-D-00667</p>	<p>15 May</p>
<p>Can you provide a list of the draft swimming targets set out by all required councils?</p> <p>If a council was required to submit a draft target and has not done so by the time this OIA response is prepared, can you indicate that the draft target has yet to be set and for which council that draft target is pending?</p>	<p>s 9(2)(a) Royal Forest and Bird Protection Society of NZ</p>	<p>18-D-00691</p>	<p>16 May</p>
<p>•According to Policy E1 in the NPS-FM 2014 part f) the implementation plan should be reviewed revised and formally adopted by 31 December 2015, and publically notified.</p> <p>Can you provide a copy of each council's Progressive implementation Plan as required by the NPS-FM 2014 Policy E1?</p> <p>If a council was required to submit a progressive implementation plan and has not done so by the time this OIA response is prepared, can you indicate that the implementation plan has yet to be set and for which council that implementation plan is pending?</p> <p>•According to Policy E1 in the NPS-FM 2017 part f) the implementation plan should be reviewed revised and formally adopted by 31 December 2018, and publically notified.</p>	<p>s 9(2)(a) Royal Forest and Bird Protection Society of NZ</p>	<p>18-D-00693</p>	<p>16 May</p>

<p>If a council has completed the update of their progressive implementation plan in advance as required by the NPS-FM 2017 Policy E1, can you provide a copy of this updated Progressive implementation Plan?</p>			
<p>I'm aware that the ministry released some OIA documents in February relating to work undertaken by the iwi chairs forum and willy Te Aho. Can that same OIA please be sent to me, as it is now in the public domain. thanks.</p>	<p>s 9(2)(a) Stuff</p>	<p>18-D-00694</p>	<p>17 May</p>
<p>For release of my records clare o malley and daughter RIP jeda white of a meeting that took place between at least 3 ministries just over one month ago</p>	<p>s 9(2)(a)</p>	<p>18-D-00718</p>	

Proactively Released