



OIAD-51

9(2)(a)

Dear 9(2)(a)

Thank you for your email of 28 May 2021 requesting the following under the Official Information Act 1982 (the Act):

*Oyster lodged an application for a referred project (referred to as “the Waihoehoe Precinct”) under the COVID-19 Recovery (Fast Track) Consenting Act 2020 (the Act) on 26 February 2021. We understand that Auckland Council (and CCOs) and various government agencies were invited by the Minister for the Environment (the Minister) to provide written comments on the application for a referred project. We understand that these comments were required to be provided to the Minister by 19 May 2021. We are seeking a copy of these comments sent to the Minister on the application for a referred project (the Waihoehoe Precinct) made by Oyster.*

The Ministry for the Environment has identified 13 documents in scope of your request. These documents have been withheld in full under section 9(2)(f)(iv) of the Act, to maintain the confidentiality of advice tendered by Ministers of the Crown and officials. These comments are still under active consideration, as the Minister for the Environment is yet to make a final decision on the project.

After decisions on this project have been made, some documents relating to the information you are seeking will be proactively released on the Ministry’s website alongside other briefings and referral application documents considered under the COVID-19 Fast Track Consenting Act.

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 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](http://www.ombudsman.parliament.nz).

Please note that due to the public interest in our work the Ministry for the Environment 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](mailto:ministerials@mfe.govt.nz).

Yours sincerely

*Electronically approved by Sara Clarke*

Sara Clarke  
**Director - Operations**

Released under the provision of  
the Official Information Act 1982

**Document schedule**

Document no.	Content	Decisions	OIA sections applied
1	Comments from Ministers	Refused in full	9(2)(f)(iv)
2	Comments from Ministers	Refused in full	9(2)(f)(iv)
3	Comments from Ministers	Refused in full	9(2)(f)(iv)
4	Comments from Ministers	Refused in full	9(2)(f)(iv)
5	Comments from Ministers	Refused in full	9(2)(f)(iv)
6	Comments from Ministers	Refused in full	9(2)(f)(iv)
7	Comments from Ministers	Refused in full	9(2)(f)(iv)
8	Comments from Ministers	Refused in full	9(2)(f)(iv)
9	Comments from Ministers	Refused in full	9(2)(f)(iv)
10	Comments from Auckland Council	Refused in full	9(2)(f)(iv)
11	Comments from Auckland Transport	Refused in full	9(2)(f)(iv)
12	Comments from Watercare	Refused in full	9(2)(f)(iv)
13	Comments from Waka Kotahi	Refused in full	9(2)(f)(iv)