



Proactive release of briefings and Cabinet papers relating to reclassification of two organisms as "not new"

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|-----------------|-------------------------------------|----------------------|--------|
| Date Submitted: | 3/10/2022 | Tracking #: BRF-2344 | |
| Security Level | Policy and Privacy In-Confidence | MfE Priority: | Urgent |

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| | Action sought: | Response by: |
| Hon David Parker, Minister for the Environment | Agree to the proactive release of briefings and Cabinet papers relating to the reclassification of two organisms as "not new" | 14/11/2022 |

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| Actions for Minister's Office Staff | Return the signed report to MfE. |
| Number of appendices and attachments 5 | <p>Titles of appendices and attachments:</p> <p>Appendix 1: CAB-172 - Hazardous Substances and New Organisms (Organisms Prescribed as Not New Organisms) Amendment Regulations 2022</p> <p>Appendix 2: BRF-2054 - Hazardous Substances and New Organisms (Organisms Prescribed as Not New Organisms) Amendment Regulations 2022</p> <p>Appendix 3: CAB-124 - Reclassifying Two Organisms as "Not New" under the Hazardous Substances and New Organisms Act 1996</p> <p>Appendix 4: BRF-1315 - Reclassifying two organisms as "not new" under the Hazardous Substances and New Organisms Act 1996</p> <p>Appendix 5: BRF-610 - Denewing under the HSNO Act - Request for the EPA to initiate consultation</p> |

Key contacts

| Position | Name | Cell phone | 1st contact |
|---------------------|---------------|--------------|-------------|
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| Director | Glenn Wigley | 027 491 7806 | |

Proactive release of briefings and Cabinet papers relating to reclassification of two organisms as "not new"

1. This briefing seeks your agreement to proactively release briefings and Cabinet papers relating to the recent regulatory amendments that reclassified two organisms as "not new".
2. The amendment regulations that were agreed to by Cabinet on 29 October 2022 [CAB-172 refers] changed the status of two organisms from "new" to "not new".¹ This change in status was done through the addition of these organisms to the Schedule listed in the *Hazardous Substances and New Organisms (Organisms Prescribed as Not New Organisms) Regulations 2009*. These regulatory changes came into force on 7 October 2022.
3. The briefings and Cabinet papers (including relevant Cabinet Minutes and appendices) that are proposed to be proactively released are:
 - a. CAB-172 - Hazardous Substances and New Organisms (Organisms Prescribed as Not New Organisms) Amendment Regulations 2022
 - b. BRF-2054 - Hazardous Substances and New Organisms (Organisms Prescribed as Not New Organisms) Amendment Regulations 2022
 - c. CAB-124 - Reclassifying Two Organisms as "Not New" under the Hazardous Substances and New Organisms Act 1996
 - d. BRF-1315 - Reclassifying two organisms as "not new" under the Hazardous Substances and New Organisms Act 1996
 - e. BRF-610 - Denewing under the HSNO Act - Request for the EPA to initiate consultation.
4. These briefings and Cabinet papers have been included as appendices to this briefing. Redactions have been made to EPA's assessment report in order to protect the privacy of an individual that made a submission to the EPA's consultation. No other redactions are deemed necessary.

¹ These two organisms were the beetle *Paropsisterna cloelia* and the bacterium *Paenibacillus alvei*.


Recommendations

We recommend that you:

- a. **Agree** to the proactive release of briefings and Cabinet papers (including relevant Cabinet Minutes and appendices) listed under paragraph 3 that relate to the reclassification of two organisms as “not new”

Yes/No

Signature

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|---|--|
| Sarah Kenward Manager – Hazardous Substances and Biotechnology Policy |  |
| Date | 3 November 2022 |

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|--|--|
| Hon David Parker Minister for the Environment | |
| Date | |

**Appendix 1: CAB-172 - Hazardous Substances and New
Organisms (Organisms Prescribed as Not New Organisms)
Amendment Regulations 2022**

Proactively released

Appendix 2: BRF-2054 - Hazardous Substances and New Organisms (Organisms Prescribed as Not New Organisms) Amendment Regulations 2022

Proactively released

Appendix 3: CAB-124 - Reclassifying Two Organisms as “Not New” under the Hazardous Substances and New Organisms Act 1996

Proactively released

Appendix 4: BRF-1315 - Reclassifying two organisms as "not new" under the Hazardous Substances and New Organisms Act 1996

Proactively released

Appendix 5: BRF-610 - Denewing under the HSNO Act - Request for the EPA to initiate consultation

Proactively released