

23 April 2022

Dave Fermah

Email: fyi-request-18957-e06fda95@requests.fyi.org.nz

Dear Mr Fermah

Re: OIA Request – East Coast marine infrastructure

1. We refer to your request under the Official Information Act 1982 (**OIA**) which was received by Crown Infrastructure Partners Limited (**CIP**) on 23 March 2022. The details of your request are set out below:

Please supply the following information [...]

- *Correspondence to and from Shane Jones regarding Shovel ready project P269 or Hicks Bay deep water wharf or Barging or Port.*
 - *Correspondence, documents or file notes changing project name and or use from “Deep water wharf” to “Marine Infrastructure.”*
 - *Correspondence from any other parties regarding changing designation from “Deep water wharf” to “marine infrastructure”*
2. We also refer to your similar request of 23 March 2022 which was transferred to CIP from Kānoa (the Ministry of Business, Innovation and Employment) to CIP on 13 April 2022, as below:

For the period 26/10 /2017 to 1/2/21

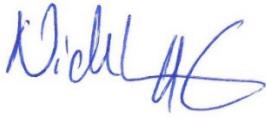
- *Correspondence to and from Shane Jones or the Provincial Growth Fund or Minster of Infrastructure or Minister of regional development regarding the Hicks Bay deep water wharf or Barging or Port.*
- *Correspondence, documents or file notes for East Cape Deep water wharf or Marine Infrastructure or Barging or Port*
- *Any correspondence from Sir John Clarke to Shane Jones.*

I am referring to the Shovel ready funding project provisionally approved by Crown Infrastructure partners. It was originally listed as " Hicks Bay deep water wharf " and subsequently annotated by persons unknown to "Marine infrastructure" , The two parties that were related to the funding besides CIP /Government ministers (IRG) were Te Rimu Trust , (Sir John and Richard Clarke) and Terrafermah Ltd (Dave Fermah).

3. Your requests are both refused under section 9(2)(f)(iv) of the OIA, which protects confidential advice on matters still under active consideration. Work is underway on what form a marine infrastructure project on the East Coast might take, and community consultation is ongoing. Ministers have not yet made a final decision on the funding available for a marine infrastructure project, which is why I have made the decision to refuse your requests at this time.

4. CIP notes that in relation to the information it is withholding, you are entitled to contact to the Office of the Ombudsman under Section 28(3) of the OIA to seek a review of CIP's decision.

Yours sincerely



Nick Manning

GM Government & Industry Affairs

Crown Infrastructure Partners