



OIA24-136

James

[fyi-request-26076-1da354fe@requests.fyi.org.nz](mailto:fyi-request-26076-1da354fe@requests.fyi.org.nz)

Dear James,

I refer to your email dated 12 March 2024, requesting the following under the Official Information Act 1982 (the Act):

*“Can you please send me the weekly reports you have received in your transport portfolio since 5 February 2024.”*

On 12 April 2024 my office advised you of an extension to the time period for responding to your request. The extension was due to consultations necessary to make a decision on your request being such that a proper response could not reasonably be made within the original time limit. The necessary consultations have now been completed.

I received six Weekly Reports from the Ministry of Transport between 5 February and 12 March 2024 and these are released to you with some information withheld or refused. The document schedule at Annex 1 details how the reports have been treated.

The following sections of the Act have been used:

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| 6(a)         | as release would be likely to prejudice the security or defence of New Zealand or the international relations of the New Zealand Government   |
| 6(c)         | prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial   |
| 6(d)         | endanger the safety of any person   |
| 9(2)(a)      | to protect the privacy of natural persons   |
| 9(2)(b)(ii)  | to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information  |
| 9(2)(ba)(i)  | to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied |
| 9(2)(ba)(ii) | to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest  |
| 9(2)(f)(iv)  | to maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials  |
| 9(2)(g)(i)   | to maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to Ministers of the  |

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| 9(2)(h)  | Crown or members of an organisation or officers and employees of any public service agency or organisation in the course of their duty to maintain legal professional privilege  |
| 9(2)(i)  | to enable a Minister of the Crown or any public service agency or organisation holding the information to carry out, without prejudice or disadvantage, commercial activities  |
| 9(2)(j)  | to enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) |
| 18(c)(i) | the making available of the information requested would be contrary to the provisions of a specified enactment   |

With regard to the information that has been withheld under section 9 of the Act, I am satisfied that the reasons for withholding the information at this time are not outweighed by public interest considerations that would make it desirable to make the information available.

You have the right to seek an investigation and review of this response by the Ombudsman, in accordance with section 28(3) of the Act. The relevant details can be found on the Ombudsman's website [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz).

Thank you again for writing.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Simeon Brown'.

Hon Simeon Brown  
**Minister of Transport**

Doc #	Title of Document	Decision
1	Weekly Report to the Minister of Transport for the Week Ending 2 February 2024	Released with some information withheld under sections 6(a), 6(c), 6(d), 9(2)(a), 9(2)(ba)(i), 9(2)(b)(ii), 9(2)(f)(iv), 9(2)(g)(i) and 9(2)(h).
2	Weekly Report to the Minister of Transport for the Week Ending 9 February 2024	Released with some information withheld under sections 9(2)(a), 9(2)(ba)(i), 9(2)(f)(iv), 9(2)(h) and 9(2)(j).
3	Weekly Report to the Minister of Transport for the Week Ending 16 February 2024	Released with some information withheld under sections 6(c), 9(2)(b)(ii), 9(2)(ba)(i), 9(2)(ba)(ii), 9(2)(f)(iv), 9(2)(g)(i) and 9(2)(i).
4	Weekly Report to the Minister of Transport for the Week Ending 23 February 2024	Released with some information withheld under sections 9(2)(a), 9(2)(ba)(i), 9(2)(f)(iv) and 9(2)(g)(i).
5	Weekly Report to the Minister of Transport for the Week Ending 1 March 2024	Released with some information withheld and refused under sections 6(a), 9(2)(f)(iv), 9(2)(g)(i) and 9(2)(i) and 18(c)(i).
6	Weekly Report to the Minister of Transport for the Week Ending 8 March 2024	Released with some information withheld under sections 6(c), 9(2)(a), 9(2)(f)(iv) and 9(2)(i).