30 July 2012

Joshua Grainger
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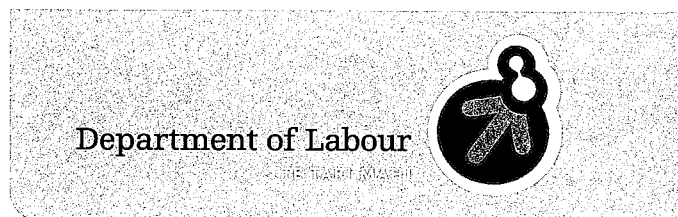
File No: 12/03399

Dear Mr Grainger

I refer to your request dated 29 June 2012, made under the Official Information Act 1982 (the Act), requesting:

a. *The Refugee Quota Branch, detention manual*

b. *The draft MOU between DoL and various agencies to support open immigration detention in the event of a mass arrival*

c. *The report entitled "Mass Arrival of Illegal Immigrants: Compliance Operations Branch Response Plan"*

All information you have requested is being withheld in reliance on the following sections of the Act:

- Section 6(a)—which relates to prejudice to the security or defence of New Zealand or the international relations of the New Zealand Government

- Section 6(c)—which relates to prejudice to the maintenance of the law

- Section 9(2)(a)— which relates to the privacy of natural persons

- Section 9(2)(b)(ii)—which relates to unreasonable prejudice to the commercial position of a person

- Section 9(2)(f)(iv)—which relates to the constitutional conventions which protect the confidentiality of advice tendered by Ministers or officials, and

- Section 9(2)(g)(i)—which relates to the effective conduct of public affairs through the free and frank expression of opinions by or to Ministers or officials.

In addition, some of the information contained in the Compliance Operations Branch Response Plan is publically available. Therefore the request for that information is refused under section 18(d) of the Act.

If you wish to discuss any aspect of your request or this response, or if you require any further assistance, you are encouraged to contact Andrew Lockhart, National Manager Refugee and Protection Unit on Tel. 09 918 4422.

You have the right to contest the decision to withhold information by seeking an investigation and review of that decision by the Ombudsman, whose address for contact purposes is:

The Ombudsman
Office of the Ombudsmen
P O Box 10-152
WELLINGTON

Yours sincerely

Stephen Dunstan
General Manager
Settlement, Protection and
Attraction