

## Prime Minister

Minister for Arts, Culture & Heritage

Minister for Child Poverty Reduction

Minister for National Security & Intelligence

11 JUN 2018

Amanda Ashley  
fyi-request-7764-f0b10c30@requests.fyi.org.nz

Ref: PMO 171-2018

Dear Amanda Ashley

### Official Information Act request relating to the Labour Rainbow Policy

Thank you for your Official Information Act 1982 (the Act) request, received on 4 May 2018.  
You requested:

*"...full disclosure of:*

- \* Emails*
- \* Documents*
- \* Legislation*
- \* Internal communication*
- \* Communication with other agencies including but not limited to the Ministry of Health, Human Rights Commission.*
- \* Memos and notes*

*Relating either directly or indirectly to the Labour Rainbow Policy since its inception till now."*

In assessing your request, I note that content that indirectly relates to the Labour Rainbow Policy, held by the Office of the Prime Minister (PMO), could potentially include a wide variety of information. I have therefore interpreted your request to be for information that is clearly about Labour Rainbow Policy. I have excluded emails of a purely administrative nature, such as those involved in logging requests and correspondence, and have also excluded correspondence received from individual members of the general public. I have included within this response internal emails by members of the PMO media team regarding media queries.

For clarity, I would like to reiterate that official information as defined by section two of the Act refers to information held by "a Minister of the Crown in [their] official capacity". Information that is held in any other capacity, such as Leader of the New Zealand Labour Party, as a Member of Parliament, or as a private individual, is not official information and falls outside the scope of the Act.

Please find enclosed the following documents:

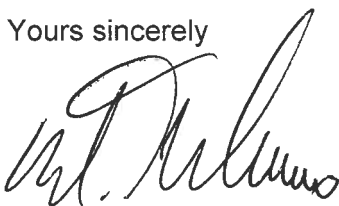
Item	Document Description
1	Emails between a journalist and the PMO media team
2	Emails between a journalist and the PMO media team
3	Emails between a journalist and the PMO media team
4	Correspondence from Rainbow Wellington to Members of Parliament
5	Response to query about Labour's Rainbow Policy
6	Internal emails about Express Magazine interview
7	Internal emails about Express Magazine interview
8	Correspondence between Rainbow Wellington and PMO

Some names and contact details have been withheld from the correspondence under section 9(2)(a) of the Act as withholding the information is necessary *"to protect the privacy of natural persons, including that of deceased natural persons"*. Some further information was withheld under section 9(2)(f)(iv) of the Act, as withholding the information is necessary to *"maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials"*, and section 9(2)(g)(i) of the Act, as withholding the information is necessary to *"maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to Ministers of the Crown or members of an organisation or officers and employees of any department or organisation in the course of their duty"*. This is the only information that has been withheld in these documents.

There was an additional document covered by your request regarding legislative programming, which is still under active consideration. I am withholding this document in its entirety under section 9(2)(f)(iv) of the Act, as withholding the information is necessary to *"maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials"*. Where the information has been withheld, no public interest in releasing the withheld information has been identified that would be sufficient to override the reasons for withholding it.

You are entitled to ask the Ombudsman to review this response under section 28(3) of the Act. You can contact the Ombudsman online via the Ombudsman website, by email ([info@ombudsman.parliament.nz](mailto:info@ombudsman.parliament.nz)) or by post to The Ombudsman, PO Box 10152, Wellington 6143. Further details can be found on the Ombudsman website at: [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz).

Yours sincerely



Mike Munro  
Chief of Staff