

The Treasury

New Zealand Aluminium Smelters (NZAS) Information Release

September 2013

Release Document

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Key to sections of the Official Information Act 1982 under which information has been withheld.

Certain information in this document has been withheld under one or more of the following sections of the Official Information Act, as applicable:

- [1] 9(2)(a) - to protect the privacy of natural persons, including deceased people
- [2] 9(2)(b)(ii) - to protect the commercial position of the person who supplied the information, or who is the subject of the information
- [3] 9(2)(f)(iv) - to maintain the current constitutional conventions protecting the confidentiality of advice tendered by ministers and officials
- [4] 9(2)(g)(i) - to maintain the effective conduct of public affairs through the free and frank expression of opinions
- [5] 9(2)(i) - to enable the Crown to carry out commercial activities without disadvantage or prejudice
- [6] 9(2)(j) - to enable the Crown to negotiate without disadvantage or prejudice
- [7] 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
- [8] 9(2)(h) – to maintain professional legal privilege

Where information has been withheld, a numbered reference to the applicable section of the Official Information Act has been made, as listed above. For example, a [3] appearing where information has been withheld in a release document refers to section 9(2)(f)(iv).

In preparing this Information Release, the Treasury has considered the public interest considerations in section 9(1) of the Official Information Act.

From: John Crawford[1]
Sent: Sunday, 31 March 2013 5:04 p.m.
To: tony.ryall@parliament.govt.nz; ^AssocMoF:[4] ; Chris White; Adam Wood;
Brian McCulloch
Subject: Update from today

Minister

Updates on a number of fronts.

1. Treasury and the Crown's lawyers have been reshaping the Tiwai point disclosures, have sent them to MRP for consideration and comment, and have received minor drafting comments back. We now seem to have a largely agreed wording for the offer document. There may be a further DDC meeting tomorrow if required.

2. This has also now been sent to Derek Johnston for his comments and an offer to take him through how the offer document aligns with the Crown's summary of the events of the past week.

[2,5,6,7]

[5,6]

5. We have also received a letter from PA placing the Crown on notice if it discloses confidential information regarding the Tiwai contract. We will also be responding to that on Tuesday. We are yet to decide when to share the offer document wording relating to Tiwai with PA and NZAS for their review, if indeed we do so.

I am available any time this evening to discuss any of the above.

Cheers

John Crawford