

The Treasury

Mixed Ownership Model for Crown Commercial Entities: Treasury Advice and Cabinet Material relating to Consultation with Māori Information Release

Release Document

5 April 2012

www.treasury.govt.nz/publications/reviews-consultation/mixed-ownership/advice

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)(f)(iv) - to maintain the current constitutional conventions protecting the confidentiality of advice tendered by ministers and officials
- [3] 9(2)(g)(i) - to maintain the effective conduct of public affairs through the free and frank expression of opinions
- [4] 9(2)(h) - to maintain professional legal privilege
- [5] 9(2)(i) - to enable the Crown to carry out commercial activities without disadvantage or prejudice

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



THE TREASURY

Kaitohutohu Kaupapa Rawa

Date: 26 February 2012

To: Prime Minister
Minister of Finance
Associate Minister of Finance (Hon Steven Joyce)
Minister for State Owned Enterprises
Attorney General

Aide Memoire: Mixed Ownership Model: Draft Analysis of Submissions from Consultation with Maori

We attach a draft of our analysis of the submissions from the mixed ownership consultation with Māori for discussion at your meeting at 2pm on Monday 27 February. A draft Cabinet paper will follow later today.

The proposed process from here is:

27 Feb	Prime Minister and MOM Ministers consider draft analysis and draft Cabinet paper
27 Feb	Departmental comment on draft analysis and draft Cabinet paper received
27/28 Feb	Treasury finalises analysis and Cabinet paper
28 Feb	Shareholding Ministers sign out Cabinet paper
29 Feb	EGL considers Cabinet paper with power to act Waitangi Tribunal teleconference on urgency application
1 or 2 Mar	Final legislation submitted to Cabinet Office
5 Mar	Cabinet agrees legislation Legislation introduced

We suggest Monday's discussion needs to focus on the following issues:

- Update on the NZMC claim in the Tribunal (in short, iwi opposition to the claim is gathering momentum)
- Timing of the introduction of the legislation in the context of Cabinet's discussion on Monday morning
- Building support with Māori for your preferred approach
- Section 9 wording
- The merits of including some form of corporate social responsibility provisions
- Communications strategy and timing
- Update on discussions with iwi on Māori participation.

Chris White, Manager, Commercial Transactions, Treasury, [1]