

OIA S9(2)(a) 88551 LIST OF REMOVED REDACTIONS			
Doc #	Page #	Redactions reconsidered (16)	Redacted text now released
1	Memo: Weekly Status report - 15 Dec 2024		
	5	S9(2)(g)(i) – free and frank (para 28)	The risk is particularly acute because the Minister for Regional Development has put forward wide-ranging proposals with few protections for Māori interests, and the time available for engagement with PSGEs and other groups is extremely limited.
2	Email chain: Fast-track consenting engagement - 12 Jan 2024		
	9	S9(2)(g)(i) – free and frank (para 5)	Additionally, Minister Bishop has previously not agreed with agencies' recommendation to engage with PSGEs about the Bill – which was included in the advice to Minister Bishop at our request. The Crown has previously accepted that changes to settlement legislation must be agreed with PSGEs. There is therefore a risk that the fast-track Bill will not be consistent with the coalition agreement to honour Crown undertakings in previous Treaty settlements.
	11	S9(2)(g)(i) – free and frank (bullet 4)	There is therefore a risk that the fast-track Bill will not be consistent with the coalition agreement to honour Crown undertakings in previous Treaty settlements.
	11	S9(2)(g)(i) – free and frank (bullet 6)	There was a concern these provisions may not have made the final paper, but Minister Bishop supported there [sic] inclusion, which does reduce some risk in the process.
3	Aide Memoire 2023/2024 – 126: Cabinet 24 January 2024: Fast-track Consenting - 19 Jan 2024		
	14	S9(2)(g)(i) – free and frank (para 3)	however, differs significantly from the version circulated for Ministerial consultation. In particular,
	14	S9(2)(g)(i) – free and frank (para 5)	This is a problem because Treaty settlements and takutai moana recognise Māori rights under these additional Acts. The targeted engagement with Māori on the bill [recommendations 39 and 40] would be undermined significantly as the precise scope of the proposed legislation is not known and cannot be communicated in good faith. They would be unable to provide meaningful input on proposals that are anticipated in recommendation 9 to expand, but in unknown ways. There is already very little time for engagement if the Bill is to be introduced in March.
	16	S9(2)(g)(i) – free and frank (bullet 3)	Rec 9 makes this uncertain.
	16	S9(2)(g)(i) – free and frank (bullet 4)	How will Māori know if their interests in, say, conservation matters, are affected by this legislation if we can't yet say conservation is part of the 'one-stop shop'? Rec 9 should be deleted.
4	Email chain: Re: comments for minister on Fast-track legislation delegated decisions Paper #1 - 7 Feb 2024		
	17	S9(2)(g)(i) – free and frank (Table row 2, bullet 4)	In any case it is not possible in the timeframe to develop appropriate Treaty safeguards for all the Acts mentioned.
5	Talking points: For Fast-Track consenting Bill Ministerial Hui—15 Feb 2024—Upholding Treaty Settlements and other Arrangements - 15 Feb 2024		
	20	NO CHANGES	
6	Aide Memoire 2023/2024 – 148: Hui with Pou Taiao on the fast-track consenting regime - 16 Feb 2024		
	22	NO CHANGES	
7	Aide Memoire 2023/2024 – 152: Hui with Ngāi Tahu on the fast-track consenting regime – 19 February 2024		
	34	S9(2)(g)(i) – free and frank (para 20)	Any reduction of arrangements reached will likely be a point of concern for Ngāi Tahu.
8	Briefing 2023/2024: Fast-track bill delegated decisions: Treaty package – advice to Hon Bishop, Hon Potaka, Hon Jones, cc Hon Brown - 17 Feb 2024		
	42	S9(2)(g)(i) – free and frank (para 28)	modifications (in effect) to the strict terms of Treaty settlements; and
	42	S9(2)(g)(i) – free and frank (para 29)	For example, ministers have agreed that the purpose of the FTC Bill is generally to be weighted above the purpose and provisions of other Acts in the one stop shop. This, in effect, modifies the terms under which settlement redress was agreed. So too the imposition of strict timeframes for decision-making on fast-track projects, shifting decision-making to Ministers, and diminishing the weight given to parent legislation and planning documents (even if consideration of those documents is specifically provided for through the pending procedural decisions).
	52	S9(2)(g)(i) – free and frank (Table, column 4, para 4)	There is potential for settled groups to be aggrieved by a truncated or “on paper” version of a consent process that limited their direct involvement in a process. This could result in legal challenges or referral to the Waitangi Tribunal.
9	Briefing 2023/2024 – 156: Fast-track consenting bill: Treaty package further information requested and decisions for 22 February – advice to Hon Bishop, Hon Potaka, Hon Jones, cc Hon Brown - 21 Feb 2024		
	54	S9(2)(g)(i) – free and frank (Table, column 2, row 1)	Minister Jones was clear in his position that section 4 of the Conservation Act and section 8 of the Resource Management Act, and the associated jurisprudence with those provisions, should not be imported into the fast-track legislation. Ministers thought that this matter may not be able to be resolved by the ministerial subgroup.
10	Briefing 2023/2024 – 158: Hui with PSGEs on the Fast-track consenting regime, Tuesday 27 February 2024 - 23 Feb 2024		
	71	NO CHANGES	
11	Aide Memoire 2023/2024 – 159: Feedback received from PSGEs ahead of the Fast-track Consenting hui on 27 February 2024 - 27 Feb 2024		
	93	S9(2)(g)(i) – free and frank (para 8)	We understand the tone of engagement to date has been tense.
		S9(2)(g)(i) – free and frank (para 8)	Ministers should be aware that the lack of response, and the sense of an absence of information, are likely to have further heightened tensions ahead of the hui.