

Reference: 20210422



2 December 2021

Paul Harrison
fyi-request-16662-11cff0ad@requests.fyi.org.nz

Dear Paul

Thank you for your Official Information Act request, received on 7 September 2021.
You requested:

I request any and all transcripts, minutes, treasury reports, aide memoire, to do with the Canterbury Earthquake Insurance Claims: Proactive Settlement Package, and any and all transcripts, minutes, treasury reports, aide memoire between Southern response and the treasury.

I request this as a AMI/SR policy holder whom cashed out.

The time to respond was extended by 40 working days.

Information being released

The following documents are to be released:

Item	Date	Document Description	Decision
1.	20 April 2020	Treasury Report Southern Response_ Facilitating the Treasury's Progression of Potential Options (T2020/1070)	Release in part
2.	17 September 2020	Treasury Report Southern Response Court of Appeal decision on Dodds case (T2020/3145)	Release in part
3.	18 November 2020	Aide Memoire Southern Response: Update following Supreme Court decision in Southern Response Earthquake Services Ltd v Ross (T2020/3504)	Release in part
4.	19 November 2020	Aide Memoire Southern Response_ Flow Chart to Support Recent and Forthcoming Advice (T2020/3525)	Release in part
5.	30 November 2020	Aide Memoire Southern Response: Cost of Proactive Settlement Package (T2020/3624)	Release in part
6.	25 February 2021	Southern Response: High Court decision re package communications (T2021/410)	Release in part
7.	5 May 2021	Treasury Report Update on Southern Response (T2021/954)	Release in part
8.	12 May 2021	Extract Treasury Report Southern Response_ Draft Accountability Documents for FY 2021_22 (T2021/1199)	Release in part

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<https://treasury.govt.nz>

9.	29 June 2021	Aide Memoire Southern Response package query (T2021-1686)	Release in part
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I have decided to release the relevant parts of the documents listed above, subject to information being withheld under one or more sections of the Official Information Act, as applicable:

- personal contact details of officials, under section 9(2)(a) – to protect the privacy of natural persons, including that of deceased natural persons,
- names and contact details of officials, under section 9(2)(g)(ii) – to maintain the effective conduct of public affairs through protecting Ministers, members of government organisations, officers and employees from improper pressure or harassment,
- certain sensitive advice, under section 9(2)(g)(i) – to maintain the effective conduct of public affairs through the free and frank expression of opinions,
- confidential legal advice, under section 9(2)(h) – to maintain legal professional privilege, and
- direct dial phone numbers of officials, under section 9(2)(k) – to prevent the disclosure of information for improper gain or improper advantage.

We have redacted the direct dial phone numbers of officials under section 9(2)(k) in order to reduce the possibility of staff being exposed to phishing and other scams. This is because information released under the OIA may end up in the public domain, for example, on websites including Treasury's own website.

We intend to release an extract of *Treasury Report Southern Response_ Draft Accountability Documents for FY 2021_22 (T2021/1199)* as only some items contained in the report are within scope of your request.

We are putting together the binder of the documents to be released and will send this to you in the next twelve working days.

Information publicly available

The following information is also covered by your request and is publicly available on the addresses included in the table.

Item	Date	Document Description	Website Address
10.	27 January 2020	Southern Response (T2020/89)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
11.	14 April 2020	Treasury Report: Southern Response <i>Dodds case timing</i> : T2020/998	Request for 23 Treasury documents April 2020 (OIA-20200389)
12.	14 July 2020	Southern Response Potential Proactive Package - Implementation Agent Options (T2020/1848)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf

13.	24 July 2020	Southern Response: Strengthening an Option for Potential Proactive Package – Implementation.(T2020/2550)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
14.	06 August 2020	Aide Memoire: Southern Response: Oral item re implementation agent for a potential package (T2020/2745)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
15.	12 August 2020	Southern Response: Potential IOC members (T2020/2806)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
16.	12 November 2020	Southern Response Earthquake Services Ltd: Fees for Independent Oversight Committee (T2020/3339)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
17.	25 November 2020	Southern Response: Proposed parameters for a proactive settlement package (T2020/3029)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
18.	25 November 2020	Cabinet Paper Lodged: Canterbury Earthquake Insurance Claims: Proactive Settlement Package	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
19.	03 December 2020	Southern Response Earthquake Services Ltd: Documentation to Confirm Appointments to the Independent Oversight Committee (T2020/3267)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
20.	03 December 2020	Southern Response: proactive settlement package and Independent Oversight Committee (T2020/3597)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
21.	04 December 2020	Aide Memoire: Southern Response: Talking points for Cabinet Paper (T2020/3687)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
22.	08 December 2020	Indemnity Request and Appointment of Southern Response's Independent Oversight Committee (T2020/3723)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
23.	08 December 2020	Southern Response: Funding mechanisms for proactive settlement package (T2020/3693)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
24.	10 December 2020	Aide Memoire: Appointments to Independent Oversight Committee (T2020/3766)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf
25.	14 December 2020	Southern Response: Updated Terms of Reference and Appointment Letters for Independent Oversight Committee (T2020/3760)	https://www.treasury.govt.nz/sites/default/files/2021-06/oia-20200430.pdf

Accordingly, I have refused your request for the documents listed in the above table under section 18(d) of the Official Information Act:

- the information requested is or will soon be publicly available.

Some relevant information has been removed from documents listed in the above table and should continue to be withheld under the Official Information Act, on the grounds described in the documents.

Information to be withheld

There are four additional documents covered by your request that I have decided to withhold in full under the following sections of the Official Information Act, as applicable:

- legal advice, under section 9(2)(h) – to maintain legal professional privilege.

In making my decision, I have considered the public interest considerations in section 9(1) of the Official Information Act.

Please note that this letter (with your personal details removed) and enclosed documents may be published on the Treasury website.

This reply addresses the information you requested. You have the right to ask the Ombudsman to investigate and review my decision.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'SHelley Hollingsworth', written in a cursive style.

Shelley Hollingsworth
Manager, Commercial Performance