

18 September 2020

James Watson

**By email:** [fyi-request-12481-d5e15283@requests.fyi.org.nz](mailto:fyi-request-12481-d5e15283@requests.fyi.org.nz)

Tēnā koe

**Your request under the Official Information Act 1982**

I refer to your Official Information Act 1982 (the **Act**) request to the Department of the Prime Minister and Cabinet (**DPMC**) dated 19 March 2020 for information including:

*“(b) All Cabinet papers relating to the Foreshore and Seabed Act 2004.”*

Your request for papers relating to the Foreshore and Seabed Act was transferred to Te Arawhiti for processing on 13 July. On 7 August, we notified you that we were extending the timeframe for responding to your request to 18 September.

Attached to this letter as an appendix are the documents which are relevant to your request. From Tuesday 22 September you will be able to access these documents at the following link:  
<http://www.tearawhiti.govt.nz/publications/information-releases/>

Redactions consistent with the following provisions of the Act have been made:

- section 9(2)(a): to protect the privacy of natural persons;
- section 9(2)(h) on the basis that the information is subject to legal privilege; and
- section 9(2)(j) to enable the Crown to carry on negotiations with individual groups and organisations, including commercial negotiations.

Please note that under section 28(3) you have the right to seek a review by the Ombudsman if you are not satisfied with the way I have responded to your request. Information about how to do this is available at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz) or free phone 0800 802 602.

Nāku noa, nā



Libby Masterton  
**Director, Te Kāhui Takutai Moana**

## Appendix: List of Documents within scope

### *Policy Development Phase (November 2003 to April 2004)*

The papers that fall within the scope of this period are as follows:

Paper	Cabinet Paper	Date	Reference
1	Ownership of Foreshore and Seabed and Land Adjoining Foreshore of New Zealand	18 November 2003	POL (03) 360
2	Foreshore and Seabed: Draft Overview Paper	26 November 2003	CBC (03) 78
3	Paper 1: Foreshore and Seabed: Overview: Status of the Foreshore and Seabed	3 December 2003	POL (03) 385
4	Paper 2: Foreshore and Seabed: Protection of Customary Rights	3 December 2003	POL (03) 386
5	Foreshore and Seabed: A Framework	12 December 2003	CAB (03) 616
6	Foreshore and Seabed: Further Policy Decisions	10 March 2004	POL (04) 38
7	Foreshore and Seabed: Report by the Waitangi Tribunal on Government's Framework	12 March 2004	CAB (04) 87
8	Foreshore and Seabed Bill: Approval for Introduction	6 April 2004	CAB (04) 139
9	Foreshore and Seabed Bill: Final Changes Before Introduction	12 April 2004	POL Min (04) 8/12

### *Papers written during the Review of the Foreshore and Seabed Act (January 2009 to June 2010)*

The papers that fall within the scope of this period are as follows:

Paper	Cabinet Paper	Date	Reference
10	Review of the Foreshore and Seabed Act 2004: Options for Government Response to 'Pakia Ki Uta, Pakia Ki Tai' and Next Steps	17 July 2009	TOW (09) 27
11	Review of the Foreshore and Seabed Act 2004: Further Detail on Options and Next Steps	24 August 2009	TOW (09) 32
12	Review of Foreshore and Seabed Act 2004: Principles, Bottom Lines and Next Steps	23 October 2009	TOW (09) 37

<b>Paper</b>	<b>Cabinet Paper</b>	<b>Date</b>	<b>Reference</b>
13	Review of the Foreshore and Seabed Act 2004: Timetable Options	20 November 2009	TOW (09) 41
14	Review of the Foreshore and Seabed Act 2004: Clarifying Roles and Responsibilities in the Foreshore and Seabed	23 November 2009	TOW (09) 40
15	Review of the Foreshore and Seabed Act: Principles and Common Understandings or “Assurances”	23 November 2009	TOW (09) 39
16	Review of the Foreshore and Seabed Act: A Shared Marine Space	15 December 2009	TOW (09) 51
17	Review of the Foreshore and Seabed Act 2004: Proposals for Public Discussion Document	12 March 2010	TOW (10) 5
18	Review of the Foreshore and Seabed Act 2004: Proposed Consultation Process	12 March 2010	TOW (10) 6
19	Review of the Foreshore and Seabed Act 2004: Report on Public Consultation Process and Proposals for a New Regime	2 June 2010	TOW (10) 6/1