

10 October 2023



REF: OIA-13893

Dear 

**Request made under the Official Information Act 1982**

Thank you for your email of 19 October 2023 requesting the following information under the Official Information Act 1982 (the Act):

*...any and all cabinet papers, advice, memos and correspondence with, from and to the Minister, Ministry of Transport, Auckland Council, Auckland Transport, Fullers, Waiheke Local Board, external stakeholders and contracted advisors, relating to the Waiheke ferry exemption from the (formerly Public Transport Operating Model, now) Sustainable Public Transport Framework in the term of the 53rd Parliament.*

On 30 October 2023, we contacted you to clarify the scope of your request. You responded agreeing to refine the scope of your request to the following information:

*... all briefings, reports, and memos from and to the Minister, Ministry of Transport, Auckland Council, Auckland Transport, Fullers, Waiheke Local Board, external stakeholders and contracted advisors, relating to the Waiheke ferry exemption from the (formerly Public Transport Operating Model, now) Sustainable Public Transport Framework in the term of the 53rd Parliament.*

Waka Kotahi recognises the local interest in knowing the outcome of our review into the exempt status of the Waiheke Ferry service. While work is continuing to collate and process all documents within the scope of your request, the following documents are enclosed as a first tranche response:

- Deloitte - *Fullers360 Waiheke Ferry Service: review of fares and profitability*, 5 September 2023
- Sapere - *State of competition on the downtown Auckland to Matiatia ferry route*, 11 September 2023
- Waka Kotahi - *BRI-2865 Review of exempt status of Waiheke Passenger Ferry - Final Assessment Against the LTMA Criteria*, 14 September 2023

Certain information has been withheld from the documents under the following sections of the Act:

- Section 9(2)(a) – to protect the privacy of natural persons;
- Section 9(2)(b)(ii) – protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information;
- Section 9(2)(g)(i) – to maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to Ministers of the Crown or members of an organisation or officers and employees of any department or organisation in the course of their duty;
- Section 9(2)(h) – to maintain legal professional privilege.

With respect to the information that has been withheld, I do not consider there are any other factors which would render it desirable, in the public interest, to make the information available.

We expect to be able to provide a response in relation to the remaining documents within the scope of your request on or before 17 November 2023.

Under section 28 of the Act, you have the right to ask the Ombudsman to review my decision in relation to this partial response to your request. The contact details for the Ombudsman can be located at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz).

In line with Waka Kotahi policy, this response will soon be published on our website, with personal information removed.

If you would like to discuss this reply with Waka Kotahi, please contact us by email to [official.correspondence@nzta.govt.nz](mailto:official.correspondence@nzta.govt.nz)

Yours sincerely



**Chris Bunny**  
Group General Manager Systems Leadership