



23 FEB 2021

Ziyun (Evan) Wang

fyi-request-14547-ed88d521@requests.fyi.org.nz

File No: DOIA 2021-1357

Dear Mr Wang

Thank you for your email of 27 January 2021 to the Ministry of Business, Innovation and Employment requesting, under the Official Information Act 1982 (OIA), the following information:

- *I am writing to kindly request a copy of the most recent instruction manual Immigration Officers follow to assess CPVV applications for Other Critical Workers to New Zealand (including a more detailed explanation of the terms "unique experience and technical or specialist skills" and "not readily obtainable").*

You were contacted by Penny Hazlett to clarify your request and you subsequently confirmed your request is now:

- *The most recent instruction manual Immigration Officers follow to assess the approval in principle requests for Other Critical Workers to New Zealand (including a more detailed explanation of the terms "unique experience and technical or specialist skills" and "not readily obtainable").*

Our response

Please find attached at Appendix A the documentation in scope of your request.

The processing of the Approval in Principle border exception request submitted by an employer is processed in line with the relevant Immigration Instructions (H5) found in the Immigration New Zealand (INZ) Operational Manual. You can find the manual on the INZ website at www.immigration.govt.nz/about-us/policy-and-law/how-the-immigration-system-operates/immigration-instructions

The attached documents are additional guidance for Immigration Officers processing the requests. The documents are updated intermittently and treated as live documents rather than finalised advice. They are current as of 17 February 2021.

Certain information has been withheld under section 9(2)(a) of the OIA to protect the privacy of individuals. If released the information has the potential to identify individuals.

NB. In Document 4 'Assess Business EOI', there are screenshots that appear to reveal the full name of applicant for a visa or Expression of Interest (EOI). The individuals are fictional and created for the training environment.

I trust you find the information helpful.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

If you wish to discuss any aspect of your request or this response, or if you require any further assistance, please contact Penny Hazlett, Senior Business Advisor penny.hazlett@mbie.govt.nz.

Yours sincerely



Jock Gilray

General Manager (Border) – Border and Visa Operations

Immigration New Zealand

Ministry of Business, Innovation and Employment

Appendix A

Document table

	Document	Decision	OIA Section/s
1.	Additional Guidance for Determining Whether an Employee is a Critical Worker	Release in full	N/A
2.	Additional Guidance for Employer Border Exemption Inbox Procedure	Release in full	N/A
3.	Industry/Role Specific Guidance	Release in part	s9(2)(a)
4.	Assess Business EOI - Standard Operating Procedure	Release in full	N/A