



New Zealand
Security Intelligence
Service
Te Pā Whakamarumarū

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16 February 2022

Sebastian
fyi-request-18256-012ec64c@requests.fyi.org.nz

Tēnā koe Sebastian,

Official information request

Thank you for your Official Information Act 1982 (OIA) request of 19 January 2022 seeking the following information from the New Zealand Security Intelligence Service (NZSIS):

I would like to request copies of the following documents on the topic of the 2021 reissue of the CusMod Direct Access Agreement:

- 1) All briefings prepared for the NZSIS Responsible Minister*
- 2) All briefings prepared for the Minister of Customs*

including any briefings which accompanied the DAA when it was presented to these ministers for their approval.

On 14 February 2022 you were notified of a partial transfer of part two of your request (*briefings prepared for the Minister of Customs*) to the New Zealand Customs Service, under section 14 of the OIA.

Decision on your request

NZSIS holds information that falls within scope of your request. That information has been assessed for release to you, subject to the following provisions of the OIA:

- s6(a), where the making available of the information would be likely to prejudice the security or defence of New Zealand or the international relations of the Government of New Zealand;
- s9(2)(a), withholding of the information is necessary to protect the privacy of natural persons; and
- s18(d), the information requested is publicly available.

In October 2021 the NZSIS and New Zealand Customs Service sent a Joint Briefing Note to Ministers Little and Whitiri regarding the re-issue of the CusMod Direct Access Agreement. Please find attached a copy of this document, including Appendixes 1 and 2.

Appendix 3 of the document was a copy of the Direct Access Agreement and Privacy Impact Assessment. These are available on our website: <https://www.nzsis.govt.nz/our-work/our-methods/working-with-other-organisations/> and as such, your request for this information is

refused under section 18(d) of the OIA. A classified version of the Privacy Impact Assessment was also included in Appendix 3 – this document is withheld in full under s6(a) of the OIA.

If you wish to discuss this decision with us, please feel free to contact oa.privacy@nzsis.govt.nz.

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.

Yours sincerely

A handwritten signature in blue ink that reads "Rebecca Kitteridge". The signature is written in a cursive, flowing style.

Rebecca Kitteridge

Te Tumu Whakarae mō Te Pā Whakamarumarū
Director-General of Security