

6 July 2023

Campbell Larsen

By email: s 9(2)(a)
Ref: H2023026868

Tēnā koe Campbell

Response to your request for official information

Thank you for your request under the Official Information Act 1982 (the Act) to Manatū Hauora (the Ministry of Health) on 9 June 2023. You requested:

Any legal opinions, ministerial briefings or advice, correspondence etc relating or referring to the decision to not carry out the Section 94 cost recovery reviews/ review of the levels and methods of cost recovery as per Section 94 of the Psychoactive Substances Act 2013.

This request covers the same information that was searched in your previous OIA request (H2023025009 refers).

This request is refused under section 18(e) of the Act, as the information requested does not exist.

The Ministry endeavours to meet its obligations under all pieces of legislation that it administers. However, it does acknowledge that a review of the cost recovery model has not been undertaken pursuant to section 94 of the Psychoactive Substances Act 2013. As previously advised a review was not considered warranted due to the low level of activity occurring under the Act. The Psychoactive Substances Regulatory Authority is Intending to undertake a review of the fees model in the 2023/24 financial year.

If you wish to discuss any aspect of your request with us, including this decision, please feel free to contact the OIA Services Team on: oiagr@health.govt.nz.

Under section 28(3) of the Act, you have the right to ask the Ombudsman to review any decisions made under this request. The Ombudsman may be contacted by email at: info@ombudsman.parliament.nz or by calling 0800 802 602.

Please note that this response, with your personal details removed, may be published on the Manatū Hauora website at: www.health.govt.nz/about-ministry/information-releases/responses-official-information-act-requests.

Nāku noa, nā



Chris James
Psychoactive Substances Regulatory Authority
Regulatory Services | Te Pou Whakariterite Ratonga