



11 January 2024

Wendy Yang

fyi-request-24852-d826f981@requests.fyi.org.nz

DOIA 2324-1147

Tēnā koe Wendy

Thank you for your email of 24 November 2023 to the Ministry of Business, Innovation and Employment requesting, under the Official Information Act 1982 (the Act), the following information:

Please provide how Immigration New Zealand determines whether a company is ongoing during the process of assessing Accreditation applications, and what is the process for assessing a company's sustainability? What evidence is needed to demonstrate a company's sustainability? Please provide the Immigration internal assessment templates and training materials.

On 21 December 2023, MBIE sent you a decision letter noting that we had made a decision to grant part of your request, but that it would take us some time to process.

We also noted that that Standard Operating Procedures, assessment templates and training materials within scope of your request will be withheld under section 6(c) of the Act, as making available that information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial.

Our Response

Immigration New Zealand (INZ) assesses an employer accreditation application against immigration instruction WA2.10. This instruction details the requirements in terms of a business being viable and ongoing. There is a wide range of ways that assessment may be completed.

The instruction gives a range of the evidence types as examples that may be provided in support of the requirements being met. The instruction is not prescriptive and allows the employer to provide evidence as they see fit in satisfaction.

Immigration instructions can be found in the INZ Operational Manual: www.immigration.govt.nz/opsmanual/

While INZ holds Standard Operating Procedures, assessment templates and training materials on this topic, as noted above, this information has been withheld under section 6(c) of the Act, as making available that information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial.



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, please contact inzoias@mbie.govt.nz

Nāku noa, nā

A handwritten signature in black ink, appearing to read 'N. Mackay', enclosed within a large, loopy oval flourish.

Nathanael Mackay
(Acting) Director Visa
Chief Operating Officer Immigration Branch
Immigration New Zealand
Ministry of Business, Innovation & Employment