



COVERSHEET

Minister	Hon Dr Megan Woods	Portfolio	Energy and Resources
Title of Cabinet paper	Prohibition on the Export of Pounamu	Date to be published	5 July 2021

List of documents that have been proactively released

Date	Title	Author
May 2021	Prohibition on the Export of Pounamu	Office of the Minister of Energy and Resources
19 May 2021	Prohibition on the Export of Pounamu DEV-21-MIN-0100	Cabinet Office

Information redacted

YES / NO

Any information redacted in this document is redacted in accordance with MBIE's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.

Some information has been withheld for the reasons of Legal professional privilege and Confidential advice to Government.



Cabinet Economic Development Committee

Minute of Decision

This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.

Prohibition on the Export of Pounamu

Portfolio **Energy and Resources**

On 19 May 2021, the Cabinet Economic Development Committee (DEV):

- 1 **noted** that:
 - 1.1 the prohibition on the export of pounamu is given effect under the Customs and Excise Act 1996, by way of the Customs Export Prohibition Order 2017 (the Order);
 - 1.2 the Order expires on 30 September 2021;
- 2 **noted** that the Crown has ongoing Treaty of Waitangi/Te Tiriti o Waitangi relationships with Ngāi Tahu and Māwhera Incorporation, and that the policy work to be undertaken on the prohibition (paragraph 7 below) will align with the whole-of-government's work on taonga 'Te Pai Tawhiti - Wai 262';
- 3 **noted** that pounamu is a taonga of great significance to Ngāi Tahu and Māwhera Incorporation as kaitiaki, and that any policy development will seek to uphold the economic and cultural value of pounamu;
- 4 **agreed** that it is necessary in the public interest for the prohibition on the export of pounamu to continue by way of Order in Council made under the Customs and Excise Act 2018;
- 5 **invited** the Minister of Customs to issue drafting instructions to the Parliamentary Counsel Office to draft an Order in Council under the Customs and Excise Act 2018 to give effect to the continued prohibition on the export of pounamu;
- 6 **authorised** the Minister of Energy and Resources and the Minister of Customs to make decisions on any minor or technical matters that may arise during the drafting process;
- 7 **directed** the Ministry of Business, Innovation and Employment to report back to DEV by 30 September 2024 on progress on a review of the prohibition to ensure that it remains fit-for-purpose.

Janine Harvey
Committee Secretary

Hard-copy distribution: (see over)

Present:

Hon Grant Robertson (Chair)
Hon Dr Megan Woods
Hon Damien O'Connor
Hon Michael Wood
Hon Dr Ayesha Verrall
Hon Meka Whaitiri
Hon Phil Twyford
Dr Deborah Russell, MP

Officials present from:

Office of the Prime Minister
Officials Committee for DEV

Hard-copy distribution:

Minister of Energy and Resources