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This threat rating is in response to Greenpeace New Zealand announcing it has renewed protest against oil and gas companies in New Zealand through a campaign of direct action and civil disobedience and its current focus on opposition to seismic surveying operations. For further information about the threat assessment response, please refer to the explanation of Thompson+Clark's Risk Assessment Methodology at the end of this SitRep.

## Explanation

This Situation Report (SitRep) summarizes recent relevant protests and activities by IMGs and activists opposed to operations both onshore and offshore by the oil and gas industry over the past week. It looks at risks to current Industry operations and events, and at trends and developments both domestically and overseas (where relevant). It is based on open and public sources of information.

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## Protesters Seek Out Norwegian Reps

### 08 June

A group of four Maori anti-oil and gas protesters have been trying to confront representatives of the Norwegian Government at an oceans conference in New York to complain about the activities of the seismic survey vessel Amazon Warrior in their traditional tribal waters.

The four activists from the North Island, east coast protest group Te Ikaroa, are attending the United Nations Ocean Summit this week.

The activists claim to represent 80 Tairawhiti hapu and iwi opposed to the presence of the Amazon Warrior and have accused the Norwegian delegates of trying to hide from them at the UN Summit.

A spokeswoman for the group says the Norwegian delegation refused their request for a meeting.

"We went knowing the Norwegian Government, Statoil, would not welcome these messages from our people because they have received such a negative response from indigenous peoples, from Maori from the north, from Aotearoa. It's not surprising to us and we will continue regardless," said in a message back to the group in NZ.



## Greenpeace's Climb Team Strikes Again

**06 June**

Greenpeace New Zealand's seemingly fearless Climb Team struck again this week with another news media attention grabbing stunt, when four members of the team hung a banner off a Wellington construction crane near Parliament in protest at the visit of the US Secretary of State, Rex Tillerson.

Greenpeace NZ staged the early morning protest in response to America's announced withdrawal from the 2016 Paris Climate Change Agreement and timed it to coincide with the Secretary of State's visit to Parliament.

The activists targeted a construction crane located at the rear of the Parliamentary Complex and despite rain, scaled it early in the morning before construction workers arrived for work (see photos below).

The four-person Climb Team consisted of three activists from the South Island (Christchurch and Nelson) and a fourth from Auckland. The sexes were evenly balanced, with two of the climbers being men, and two being women. Three are experienced climbers, with one having been used by Greenpeace International to scale an oil rig while it was being transported across the Pacific Ocean.

The protesters first scaled the crane and then climbed out onto the crane's boom, about 50m off the ground, to unfurl a protest banner accusing the US of climate change denial.

All four were arrested when they finally came down from their protest. For three of the four protesters it was not their first arrest for environmental protest.

One of the females was arrested in 2015 for being a member of a Greenpeace direct action team which illegally occupied the NIWA research vessel Tangaroa in Wellington to protest to it being chartered by an oil and gas company.

Another of the females, and one of the males, were arrested in 2015 for occupying a ledge over Parliament's main entrance in another Greenpeace protest over climate change. All three risk stiffer penalties this time around given their previous history before the courts.

For one of the arrested males, an Auckland, it was his third arrest for conducting risky and dangerous aerial protests over climate issues.

Greenpeace NZ timed the protest to coincide with another protest by an allied issue motivated group, 350 Aotearoa, which was also protesting at Parliament about Secretary of State Tillerson's visit (see further item below). Greenpeace NZ and 350 Aotearoa have a long history of cooperation in delivering climate protest. 350 Aotearoa's full time Executive Director has previously participated in Greenpeace protests targeting drill ships.

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## Climate Protest at Parliament

**06 June**

While Greenpeace activists swung above from a crane, the climate issue motivated group 350 Aotearoa also held a protest at Parliament against Secretary of State Tillerson's visit to Wellington.

Meanwhile in Auckland, the group's Auckland branch unsuccessfully tried to served him with a 'people's arrest warrant' when he called at the US Consulate in the city later that day.

350 Aotearoa claimed an attendance of "hundreds" at the Wellington protest despite the rain and miserable conditions. 350 Aotearoa says this shows just how passionately people are opposed to the oil and gas industry and climate change denial (see photos below).

The group claimed that as CEO of ExxonMobil from 2006 to January 2017, Mr Tillerson oversaw "the extraction and refining of over 3 million barrels of oil a day, knowing this oil would be burnt and cause dangerous global warming."

In a statement 350 Aotearoa said, " After initially staying quiet as a mouse, Prime Minister Bill English felt the pressure to speak out against Trump's withdrawal from the Paris Agreement as he met with Rex Tillerson - and did so. The protest livestreamed a mass-message to Bill English, calling on him for action to keep fossil fuels in the ground, not just words and pandering to climate deniers."

350 Aotearoa also encouraged its supporters to stand on street corners and give Secretary of State Tillerson's motorcade 'the bird' (aka the 'finger') as it drove past -

something that surprised the US news media accompanying him.

The New York Times correspondent attached to the Secretary of State's visit said he had been in a lot of motorcades but even he was taken back by the negative reaction from Wellingtonians. NBC's Chief Correspondent, who was also in the motorcade, Tweeted, "SecState Tillerson's motorcade arriving New Zealand greeted by people signaling thumbs down & display of middle fingers for quitting Paris."

Meanwhile, the Green Party and 350 Aotearoa have complained about the Police filming the protest, saying it could be seen as state surveillance undermining the lawful right to protest.

However in a statement, the Police said there could be a number of operational reasons why images could be taken at a public event. Examples may include where it is considered there could be illegal or criminal activity, so as to provide an accurate evidential record of the events should this be required later. If there is no evidence of any offending, the images are deleted, the Police said.

The Wellington protest included a large effigy of US President Donald Trump, which the protesters did not set on fire, but hurled water bombs at it instead.

News media outlets covering the protest estimated there was about 300 protesters present.





*People's Arrest Warrant*

*for*

*Mr. Rex Wayne Tillerson*

*American diplomat and former energy executive*

*We, concerned citizens of Tāmaki Makaurau, charge Mr. Tillerson with climate crimes and crimes against humanity amounting to the murder of future generations.*

*Throughout Mr. Tillerson's tenure as CEO of oil and gas giant ExxonMobil, from 2006 to 2016, he was aware that the business of his company was causing the earth to warm.*

*Mr. Tillerson understood that the effect of ExxonMobil continuing its operations as normal over this time was to significantly increase the risk of runaway climate change and human extinction.*

*Mr. Tillerson caused ExxonMobil to expand its extraction of oil and gas when he should have done the opposite. Notably, in relation to natural gas, he oversaw the development of the company's hydraulic fracturing, or "fracking", operations from 2009. This has caused considerable quantities of methane to enter the atmosphere, accelerating global warming.*

## **Location of Greenpeace Ships**

**08 June**



The current known locations of Greenpeace International's three ocean-going campaign vessels are:

**Rainbow Warrior III**

The 855 tonne Rainbow Warrior III has just arrived at the Spanish port of Valencia where it will be holding public open days until 10 June.

**Arctic Sunrise**

The 949 tonne Arctic Sunrise remains tied up at the Dutch port of Delfzil undergoing a refit (see image below).

**The Esperanza**

The 2,076 tonne Esperanza remains near the Spanish port of Las Palmas in the Canary Islands.



**Location of Sea Shepherd Ships**

**08 June**

While Sea Shepherd also has a number of smaller vessels not mentioned here, the current known locations of Sea Shepherd's five main ocean-going campaign vessels are:

**Bob Barker**

The 488 tonne Bob Barker is at Las Palmas in the Canary Islands.

### **Brigitte Bardot**

Sea Shepherd's fast chase vessel the 35m Brigitte Bardot is at Syracuse in Sicily. The vessel's current first mate is an Australian woman (see photo below) from Perth. The vessel's Chief Engineer is also Australian. In fact, since Sea Shepherd moved its international base to Australia, a sizable portion of all its crews are now Australian.

### **Ocean Warrior**

Sea Shepherd's newest vessel, the 439 tonne purpose-built Ocean Warrior, remains tied up at Fremantle, Western Australia.

### **Sam Simon**

The 484 tonne Sam Simon is sailing along the west coast of Mexico, just south of Acapulco, as it continues its campaign against illegal gill net fishing.

### **Steve Irwin**

Sea Shepherd's largest vessel, the 1,017 tonne Steve Irwin, remains tied up at Melbourne.



## **Students Conduct Climate Protest**

**29 May**

Student protesters at Auckland University trying to force the University's

Foundation to divest all funds from fossil fuel investments stepped up their campaign with a protest at the university and an occupation of the Vice Chancellor's office.

When 14 of the student protesters occupied the foyer to Vice Chancellor's office, in the university historic clock tower, university security responded by locking them in and shutting the building down.

The students stayed there for 12 hours before Police forcibly removed them, and at one stage ordering take out pizza to be delivered to them.

Organised by the issue motivated group 'Fossil Free UoA' the protester demanded the Vice Chancellor also issue a public statement acknowledging divesting was well aligned with the United Nations position on climate change.

However, the Vice Chancellor was not at his office that day and was in fact overseas, but responded to news media requests by saying he would not be issuing a statement supporting the students' protest. A spokesperson for the university said it had no jurisdiction over the University Foundation, which was responsible for its investments.

The spokesperson said the university believed in freedom of speech and supported the students' right to voice their views, as long as it did not pose a threat to anyone's health or safety.

In April more than 100 students from the Auckland University Medical Students Association rallied against the University of Auckland for investing in fossil fuels.

Fossil Free UoA has been campaigning for more than two years to stop the university investing in fossil fuels.

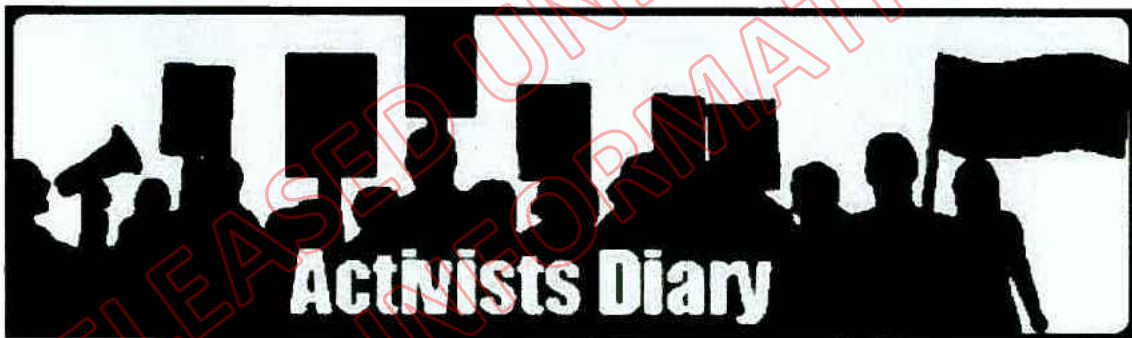
University of Otago and Victoria University of Wellington have already divested in fossil fuels and University of Canterbury has partially divested.

In April this year, Fossil Free UoA estimated \$1 million of the \$108m in the University of Auckland Foundation was invested in the fossil fuel industry.



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## Greenpeace Protesters in Court

**28 June**

Three Greenpeace New Zealand protesters (including its Executive Director) will finally be making their first appearance in the Napier District Court on 28 June to answer charges of obstructing the seismic survey vessel Amazon Warrior off the east coast of the North Island in April this year.

Greenpeace has complained that the Government has asked for more time to prepare the case against the three activists who jumped in the water in front of the vessel (see image below). They had been due to appear on 31 May.

the Ministry of Business, Innovation and Employment (MBIE) which has brought the prosecution requested an adjournment, but Greenpeace has responded by saying the prosecution is "is morally repugnant" and launched a petition calling for the case

to be dropped.



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Identifiable Security Risks	Alert Levels	Response Measures
1. An event, threat, or activity is very unlikely.	LOW (Green) 1-2	<b>Normal Response</b> Routine Protective Security measures are applied appropriate to the circumstances.
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3. An event, threat or activity is likely.	ELEVATED (Yellow) 5-6	<b>Heightened Response</b> Sustainable Protective Security measures reflecting the nature of the risk without causing undue hardship or effecting operational capability.
4. An event, threat or activity is very probable.	HIGH (Orange) 7-8	
5. An event, threat or activity is almost certain.	EXTREME (Red) 9-10	<b>Exceptional Response</b> Maximum Protective Security measures are required to minimise vulnerabilities and risk.

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# THOMPSON + CLARK

INVESTIGATIONS LTD / DETECTION / PROTECTION / SECURITY

## Situation Report

- Client Confidential -

### Oil & Gas Activism



Thompson+Clark Fusion Centre

Date: 20 June 2017

Contact: Nick Thompson or Gavin Clark

Phone: s 9(2)(a) or s 9(2)(a)

### Threat Level

The assessed level of threat from issue-motivated group (IMG) activism and protest directed towards oil and gas industry clients is currently assessed at **LOW** (Code Green) for onshore operations, and also **LOW** for offshore in relation to vessels engaged in industry-related operations, particularly when in port. For further information about the threat assessment response, please refer to the explanation of Thompson+Clark's Risk Assessment Methodology at the end of this SitRep.

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## **Group Promising Oil Company Protest**

### **20 June**

Oil Free Wellington, an issue motivated group with a history of protest against oil and gas companies, is promising to target oil companies associated with recent seismic surveying operations conducted here by the research vessel Amazon Warrior.

The vessel departed New Zealand waters earlier this month after conducting a lengthy survey off the east coast of the North Island.

In a message to its members this week, the group said, "Seismic blasting operations may have finished but our resistance continues.

"In June the seismic blasting ship, the Amazon Warrior, finished its seismic blasting operations and berthed in Nelson for supplies. Clearly we have scared them from stopping in Wellington. The two support vessels, the Maria G and Ocean Pioneer, have also left.

"Since November 2016, the Amazon Warrior has been exploring for oil off the coast of North Island on behalf of Statoil and Chevron. As shared in our last update, its supply vessels have been met by protests at Wellington's port and on water it has been confronted by Te Ikaroa's Te Matau a Māui waka and Greenpeace boat Taitu.

"Protesters got into the water to block the vessel's path and are facing charges under the Anadarko Amendment. Recently a piece has appeared in Norwegian newspaper Stavanger Aftenblad describing the indigenous resistance the company Statoil has faced in Aotearoa.

"The Norwegian government owns two thirds of the company Statoil. The oil company has a good reputation in Norway so hopefully this will begin resistance in their home country as well as here.

"Oil Free Wellington will also be continuing our resistance and is planning an action to make our opposition clear to Statoil and its shareholders. The Amazon Warrior has

left but we know the fight continues. Statoil and Chevron continue to search for oil - and may be back. We'll keep you informed!"



## Location of Greenpeace Ships

### 20 June

The current known locations of Greenpeace International's three ocean-going campaign vessels are:

#### **Rainbow Warrior III**

The 855 tonne Rainbow Warrior III is currently making its way to the Italian port of Genoa as part of a new Greenpeace campaign against dumping plastic in the Mediterranean Sea.

#### **Arctic Sunrise**

The refit of the 949 tonne Arctic Sunrise at the Dutch port of Delfzil is almost complete, with the ship now being able to accommodate four more crew than previously. The vessel has undergone a complete internal refit and is expected to return to sea some time this month (see image below).

#### **The Esperanza**

The 2,076 tonne Esperanza has arrived at the Spanish port of Algeciras, where it is expected to undergo maintenance.



## Location of Sea Shepherd Ships

### 20 June

While Sea Shepherd also has a number of smaller vessels not mentioned here, the current known locations of Sea Shepherd's five main ocean-going campaign vessels are:

#### **Bob Barker**

The 488 tonne Bob Barker is at Las Palmas in the Canary Islands.

### **Brigitte Bardot**

Sea Shepherd's fast chase vessel the 35m Brigitte Bardot remains at Syracuse in Sicily.

### **Ocean Warrior**

Sea Shepherd's newest vessel, the 439 tonne purpose-built Ocean Warrior, remains tied up at Fremantle, Western Australia.

### **Sam Simon**

The 484 tonne Sam Simon is now in the Caribbean Sea, making for the British Virgin Islands and is reportedly making for Italy.

### **Steve Irwin**

Sea Shepherd's largest vessel, the 1,017 tonne Steve Irwin, remains tied up at Melbourne and there is some speculation the vessel is being readied to conduct protest against exploration for oil and gas in the Great Australian Bight - something the vessel has been used for previously in August 2016. Sea Shepherd Australia has launched what it calls 'Operation Jeedara' to oppose exploration activities in the Bight (see image below).



# Taranaki Group Opposes STOS Drilling

**19 June**

The issue motivated group Climate Justice Taranaki says it is vehemently opposed to an application by Shell Todd Oil Services (STOS) to drill 22 more wells in the Maui field in the South Taranaki Bight, and is accusing the oil company of "consent by stealth."

The group claims the company's application is deficient because the company can't tell the Environmental Protection Authority (EPA) what chemicals it will use and discharge in the operation.

The group's spokeswoman has accused STOS of, "Plying the old ploy of gaining consent bit by bit, so a proper assessment of cumulative impacts cannot be made. This approach makes it harder to turn down new consents once existing ones are granted. What makes it worse, is just this week laws on marine discharge consenting were repealed leaving gaping holes in legislation just when we need them most," she says.

"STOS still haven't confirmed what rig they may use - which vary a lot in size, range and disturbance of the seabed. They haven't confirmed what operational and drilling chemicals they will use, many of which can be eco-toxins, biocides or carcinogens. STOS should be ashamed. This is consent by stealth. A company that damages the planet with its product and at all stages of its operations should no longer be able to operate in this day and age. It's time for the fossil fuel industry to move on."

The group's spokeswoman also says the area is home and feeding ground to many marine mammals including Maui's dolphins and blue whales.

She says the companies and the Government need to be told the fossil fuel age is over and climate change must be considered.

"The Government is bending over backwards. They are doing all this stuff about best practice and having the best regulations in the world but basically they are letting them do what they want, how they want," she says.

She adds that despite the field being near the end of its productive life, STOS has no culturally and environmentally acceptable decommissioning plan for its sites nor sufficient insurance in place for any major accidents.

In an interview with the activist radio news outlet Waatea News on 19 June, she also claimed there was a split in the Todd family over the issue of New Zealand's most wealthy family continuing to be involved in the oil business, with "the younger generation [of the family] wanting to move away from fossil fuels but they don't

have the power yet."

A submission form was made available online by Climate Justice Taranaki where supporters could lodge their objections to the application.

See: [www.climatejusticetaranaki.info/stop-stos](http://www.climatejusticetaranaki.info/stop-stos).

An interview by the activist news outlet Waatea News with Climate Justice Taranaki's spokeswoman can be heard here.

See: [www.waateanews.com/play\\_podcast?podlink=NTQ3Nzk=](http://www.waateanews.com/play_podcast?podlink=NTQ3Nzk=)

## **STOP STOS! No more drilling**

**Submissions due 19 June**

[www.climatejusticetaranaki.info/stop-stos](http://www.climatejusticetaranaki.info/stop-stos)



## **Climate Declaration Launched**

**18 June**

A new climate group has been established calling on the Government to phase out the extraction and burning of fossil fuels by 2050; including stopping all new coal mines and coal-burning plants and ending deep sea oil exploration and fracking for oil and gas.

Calling itself 'Our Climate Declaration' it claims to have the backing of New Zealand celebrities, scientists, doctors, businesspeople, and hundreds of others.

The group is calling for a new Climate Commission to be set up to set a binding carbon budget, replacing the Emissions Trading Scheme (ETS) with a carbon tax, strengthening the country's Paris Agreement obligations, making the energy, transport and farming sectors more sustainable, and boosting carbon sinks with 1.3 million ha of marginal land restored to native forest.

It also calls on all Kiwis to do their part through grassroots community climate action plans, where organisations investigate their own climate impact and make plans to reduce it.

Backing the declaration - launched at live broadcast events at Auckland, Wellington, Christchurch and Dunedin this week - are well-known New Zealanders including

actress Robyn Malcolm, businessman Phillip Mills, journalist Rod Oram, musician Peter Scholes, botanist Emeritus Professor Sir Alan Mark and climate scientist Professor James Renwick.

"If you sign up to this, you are saying you will do something yourself, and especially, you will call on the Government to do more," said Professor Renwick, of Victoria University's School of Geography, Environment and Earth Sciences.

"If we are going to stop warming at 1.5C [of future temperature rise], we've got about five years left at present emission levels - and to stop the warming at 2C, we've got maybe 20 years left, or possibly a bit left.

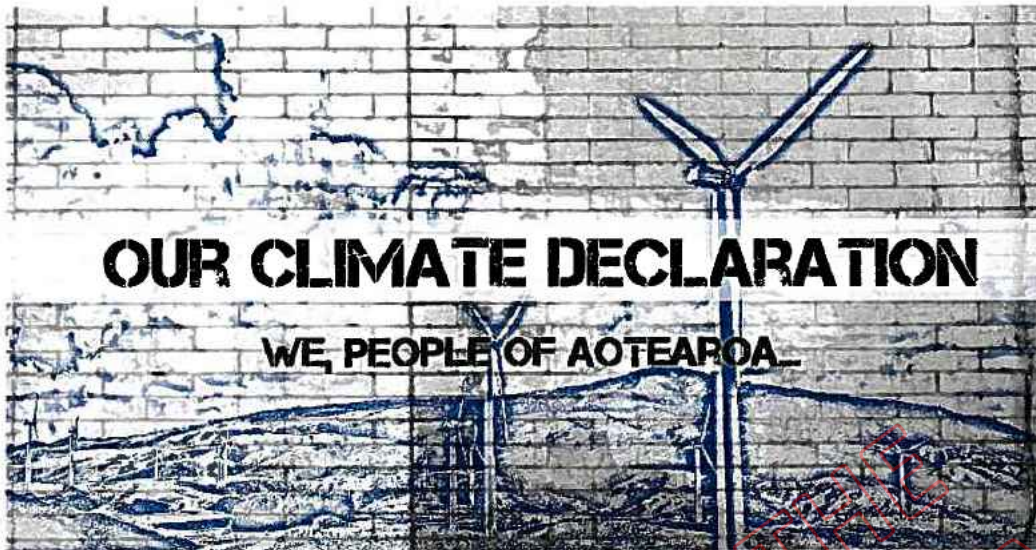
"We are already over 1C, to get to 1.5C, or 2C, it's not going to take that long ... and after that we start melting big chunks of ice sheets."

Hamilton psychiatrist Dr Joanna Santa Barbara, the national chairwoman of the group, said it was known what had to be done. "And it has to be done by people at all levels - citizens, businesses, local councils and government. We are not waiting - the problem is too serious and too urgent - and we are setting out to do it ourselves."

The declaration further calls for a decrease in emissions from the aviation industry, a halt to the expansion of "industrialised, intensive farming", renewable energy, better protection for biodiversity, insulation for all homes and plans for "fair resettlement" of climate refugees with guidance from tangata whenua.

The launch comes in the same month a Hamilton law student is taking Climate Change Minister Paula Bennett to the High Court over what Thomson argues is a lack of action over the issue (see further item, below). The 26-year-old's lawsuit challenges a claimed failure to review climate targets after the UN's Intergovernmental Panel on Climate Change released its Fifth Assessment Report in 2013. The suit further challenged the Government's target to slashing domestic greenhouse gas emissions by 11 per cent below 1990 levels and 30 per cent below 2005 levels by 2030, which it argues was "unreasonable and irrational" against the seriousness of the issue.





## Greenpeace Recounts Seismic Protest

**16 June**

A detailed account by Greenpeace New Zealand in the latest edition of its online magazine 'Kakariki' of its hunt to find the research vessel Amazon Warrior and mount a protest against it, makes a surprising admission that the world's largest seismic survey vessel wasn't as easy to find as Greenpeace originally thought.

It took the Greenpeace protest flotilla of two boats and two RHIBs more than 22 hours from the time it left Port Napier to locate the Amazon Warrior and mount a protest.

Greenpeace NZ also explains why it had to ask New Zealanders to stump up the crowd funded \$100,000 the organisation needed to buy a boat for a 'one-off' protest against the Amazon Warrior - apparently Greenpeace International's three ocean-going campaign vessels were "Off fighting important battles in other parts of the world" (one in fact has been laid up in a Dutch port for months undergoing a refit).

Surprisingly, the purchase has not been questioned by Greenpeace's supporters, considering the vessel Greenpeace bought (the 15-metre Taitu) was used only once and has spent most of its time tied up in Napier.

Greenpeace NZ had promised "A summer of protest" against the Amazon Warrior, but in fact mounted only two on-the-water protests against the ship in the entire seven months the vessel was working here.

Greenpeace NZ also admits that it needed a bigger boat after the crew of its 7.5m RHIB the Margaret Mahy suffered and struggled in the heavy seas off the Wairarapa

coast when they mounted Greenpeace's first protest against the Amazon Warrior in January.

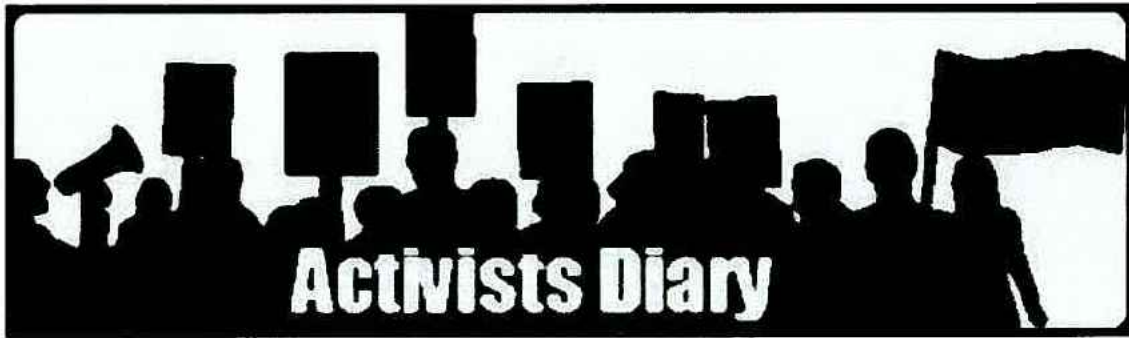
The crew, it seemed, were exhausted travelling the distances required to reach the Amazon Warrior in a RHIB, which created fuel limitations anyway.

So the answer was to buy a bigger protest vessel to tow the RHIBs within 'striking distance' of the Amazon Warrior, and which is exactly what it did, although Greenpeace admits it then struggled initially to locate the Amazon Warrior.

When it did, it says it used a tried and true protest tactic Greenpeace has used the world over against ships it wants to target - rotate dropping swimmers into the sea in front of the oncoming vessel, using RHIBs to pick them out of the water while dropping in a fresh swimmer. This keeps the swimmers rested and free from fatigue but constantly in the path of the oncoming vessel.

See: <http://viewer.zmags.com/publication/35762963#/35762963/1>





## Protest to Support Climate Law Case

**26 June**

The issue motivated group Oil Free Wellington is organising a protest on 26 June outside the Wellington High Court in support of the judicial review being taken by a Waikato law student who is taking legal action in a bid to have the Court declare the Government's efforts to combat climate change to be inadequate.

The student has filed proceedings alleging the Government's Climate Change Issues Minister Paula Bennett has failed to live up to her obligations under the Climate Change Response Act 2002.

The law student filed her claim in December 2015 claiming the Government failed to review climate targets after the UN's Inter-governmental Panel on Climate Change (IPCC) released its Fifth Assessment Report in 2013.

The suit further challenges the Government's target to slashing domestic greenhouse gas emissions by 11 per cent below 1990 levels and 30 per cent below 2005 levels by 2030, which the student argues is "unreasonable and irrational" against the seriousness of the issue.

Although dismissed by previous Prime Minister John Key as a joke, the law student's case has made it through to a hearing helped by a group of lawyers who are offering their services pro bono.



# CLIMATE JUSTICE

WELLINGTON HIGH COURT 26 JUNE

## Budget Climate Protest at Parliament

**26 June**

Climate activists are calling for a protest to be held at Parliament next week in response to release of the Government's budget, which they say does not make enough provision to combat climate change.

The organisers of this hour-long event next Tuesday at Parliament say, "We want to show the Government and public how appalled we are that this is our future. \$1 million a year is far too little to in our planet- we protest to protect our future, and we ask for carbon taxes and a much larger budget.

The protest starts at 4pm, and so far 30 people have indicated on a Facebook events page for the protest that they will be attending.



## **Court Date for Greenpeace Protesters**

### **28 June**

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Greenpeace has complained that the Government has asked for more time to prepare the case against the three activists who jumped in the water in front of the vessel (see image below). They had been due to appear on 31 May.

the Ministry of Business, Innovation and Employment (MBIE) which has brought the prosecution requested an adjournment, but Greenpeace has responded by saying the prosecution is "is morally repugnant" and launched a petition calling for the case to be dropped.



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## Corey Burgess

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# THOMPSON + CLARK

INVESTIGATIONS<sup>LTD</sup> / DETECTION / PROTECTION / SECURITY

## Situation Report

- Client Confidential -

### Oil & Gas Activism



Thompson+Clark Fusion Centre

Date: 30 June 2017

Contact: Nick Thompson or Gavin Clark

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### Threat Level

The assessed level of threat from issue-motivated group (IMG) activism and protest directed towards oil and gas industry clients is currently assessed at **LOW** (Code Green) for onshore operations, and also **LOW** for offshore in relation to vessels engaged in industry-related operations, particularly when in port. For further information about the threat assessment response, please refer to the explanation of Thompson+Clark's Risk Assessment Methodology at the end of this SitRep.

### Explanation



This Situation Report (SitRep) summarizes recent relevant protests and activities by IMGs and activists opposed to operations both onshore and offshore by the oil and gas industry over the past week. It looks at risks to current Industry operations and events, and at trends and developments both domestically and overseas (where relevant). It is based on open and public sources of information.

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## **Court Considers Climate Change Case**

**29 June**

A Wellington High Court Judge is now considering the argument put to him by a 26 year-old Waikato law student and her team of professional pro bono lawyers arguing for a judicial declaration that the Government reconsider its greenhouse gas emission targets.

In a case that is thought to be the first of its kind, the law student and her two supporting lawyers argued that emissions targets were a human rights issue causing wars currently being fought in some African countries as a result of food shortages arising from climate change. Also endangering the safety of the inhabitants of the New Zealand-administered territory of Tokelau, which would be hard hit by rising sea levels.

However, the Crown's lawyers have suggested the Judge hearing the case should exercise restraint, saying it would be difficult for the Court to assess the social ramifications involved against the political issues and international considerations that needed to be taken into account.

Furthermore, the Government lawyers have questioned the High Court's jurisdiction to rule on climate change emission targets; arguing whether a judicial review was in fact practical given the complex economic, social, and political factors that contributed to emissions targets.

New Zealand's reliance on buying carbon credits from abroad to achieve up to 80 per cent of its emission reduction goals was also defended by the Crown's lawyers.

Quoting from the submission of David Frame, the Government's science expert in the case, the Government's legal counsel said relying purely on domestic reductions was inefficient, when cheaper reductions could be had elsewhere.

The Judge has warned the parties not to expect a decision any time soon as she has thousands of pages of evidence to read through from both parties.

Even if the Judge finds in the student's favour, it may only be a token victory because remedies in judicial review are purely discretionary; successfully parties are not automatically entitled to the remedy they seek, or indeed, any remedy at all. About 40 protesters supported the student when she turned up at court for the first day of proceedings (see photo below).



## Location of Greenpeace Ships

### 29 June

The current known locations of Greenpeace International's three ocean-going campaign vessels are:

#### **Rainbow Warrior III**

The 855 tonne Rainbow Warrior III is now at the Italian port of Naples.

#### **Arctic Sunrise**

The refit of the 949 tonne ice breaker Arctic Sunrise at the Dutch port of Delfzil is almost complete, with the ship now being able to accommodate four more crew than previously. The vessel has undergone a complete refit and is expected to return to sea shortly (see image below).

#### **The Esperanza**

The 2,076 tonne ice-class Esperanza has arrived at the Spanish port of Algeciras, where it is undergoing maintenance.



## Location of Sea Shepherd Ships

### 29 June

The militant Sea Shepherd Conservation Society has a much larger fleet of protest vessels than Greenpeace, including a number of smaller vessels not mentioned here used in coastal operations. However, the current known locations of Sea Shepherd's five main ocean-going campaign vessels are:

#### **Bob Barker**

The whereabouts of the 488 tonne Bob Barker is currently unknown, Sea Shepherd is currently not making this information public.

#### **Brigitte Bardot**

Sea Shepherd's fast chase vessel the 35m Brigitte Bardot is currently sailing through the Mediterranean Sea bound for the Belgium port of Hasselt.

#### **Ocean Warrior**


Sea Shepherd's newest vessel, the 439 tonne purpose-built Ocean Warrior, remains tied up at Fremantle, Western Australia where it is hosting free ship tours until further notice.

#### **Sam Simon**

The 484 tonne Sam Simon is now in the Mediterranean Sea, having just passed through the Straits of Gibraltar.

**Steve Irwin**


Sea Shepherd's largest vessel, the 1,017 tonne Steve Irwin, remains tied up at Melbourne where it is giving free ship tours every weekend until further notice.



SEA SHEPHERD

# FREE SHIP TOURS OF THE OCEAN WARRIOR

WHEN: EVERY SUNDAY UNTIL FURTHER NOTICE  
TIME: FROM 10AM TO 3PM  
WHERE: KALLIS MARINE, FREMANTLE FISHING BOAT HARBOUR, 50 MEWS ROAD, FREMANTLE



**EXPERIENCE LIFE ONBOARD A SEA SHEPHERD SHIP**  
AUSTRALIA@SEASHEPHERD.ORG.AU WWW.FACEBOOK.COM/SEASHEPHERDAUSTRALIA/

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## Charges Blindside Greenpeace NZ

**28 June**

Greenpeace New Zealand appears to have been blindsided by a late call by the Ministry of Business, Innovation and Employment (MBIE) to charge it alongside the three activists who obstructed the seismic survey vessel Amazon Warrior during a protest off the east coast of the North Island in April.

The likelihood that MBIE has decided to go after Greenpeace rather than the activists themselves was indicated when the three protesters were unexpectedly offered diversion when their case received its first call in the Napier District Court this week. None of the activists actually appeared, but were represented by legal counsel.

The lawyer for the three activists, including Greenpeace NZ's Executive Director, was told his clients could avoid convictions through being given diversion as a way of resolving charges of interfering with the operation of the Amazon Warrior. However, this would require first admitting their guilt.

Their lawyer told the Court his clients reserved their position and would await the diversion conditions offered by MBIE before deciding whether to accept the offer.

The offer undermines the moral outrage expressed by Greenpeace NZ's Executive Director last month, when he publicly railed against the Government for "prosecuting climate activists and pandering to oil companies and instead of protecting our communities and environment, the Government is wasting time and resources on taking peaceful protesters to court."

While plenty of its activists have been taking to court for protesting against the oil and gas industry (and mainly gotten off relatively lightly) it is almost without precedence for Greenpeace NZ itself to be charged.

This was clearly something that has taken the organisation by surprise judging by the response it has made.

Fines under the Crown Minerals Act are much harsher for organisations than individuals, and this may have been playing on Greenpeace's mind when its spokeswoman frankly admitted to news media that the charges against the organisation came as a "surprising twist."

Greenpeace NZ says it will plead not guilty to the two charges of interference that have been laid against it.

Lawyers for Greenpeace NZ will now appear in the Napier District Court as well to defend the charges when it, and the three activists, next appear in court in August.



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## 32 Submission on Drilling Application

**27 June**

The issue motivated group Climate Justice Taranaki says 32 submissions have been filed with the Environmental Protection Authority (EPA) in response to an application by Shell Todd Oil Services (STOS) to drill 22 more wells in the Maui field in the South Taranaki Bight.

Of the 32 submissions filed, three are from issue motivated groups opposed to the oil and gas industry, namely Climate Justice Taranaki, Oil Free Wellington, and Oil Free Otago.

Surprisingly, given its \$100,000+ investment in opposing the recent seismic survey operations of the research vessel Amazon Warrior here, Greenpeace New Zealand has not made a submission to the application.

Eight submissions have come from prominent activists opposed to the operations of the oil and gas industry.

Two submissions have come from local Maori groups which oppose the application - the Nga Tangata Tiaki o Whanganui Trust and the Te Korowai o Ngaruahine Trust, and one has come from a commercial firm, Fitzroy Engineering Group Limited.

Eleven submitters have asked to be heard at the hearing of the application. All of those who have asked to be heard oppose the application.

**STOP STOS! No more drilling**

**Submissions due 19 June**

[www.climatejusticetaranaki.info/stop-stos](http://www.climatejusticetaranaki.info/stop-stos)



## Former 'Domestic Terrorist' on Council

**24 June**

A Taranaki activist, founder of the issue motivated group Climate Justice Taranaki, and who was once accused of being a domestic terrorist and convicted of illegal

possession of firearms and firebombs has been appointed to the Taranaki Regional Council's policy and planning committee.

The activist, and her Swiss partner who co-founded Climate Justice Taranaki, were both found guilty on five charges of unlawful possession of firearms and one charge of unlawful possession of molotov cocktails, and sentenced to nine months' home detention at Parihaka.

They were part of the offenders caught up in the 2007 Urewera anti-terrorist raids when a group of militant activists were accused of secretly conducting para-military training and stockpiling weapons.

The activists have always denied they were terrorists and fought the charges (unsuccessfully) all the way to the Supreme Court. Two other activists served prison terms for their part in the group's alleged terrorist-related activities.

The activist is one of three iwi appointees chosen by an appointments panel made up of Taranaki iwi members, to sit on the policy and planning committee at regional council meetings.

She said she had researched whether she was able to be appointed in light of her conviction during the Urewera raids and there is no rule or law stopping her, although she is ineligible to be elected to be a full councillor.

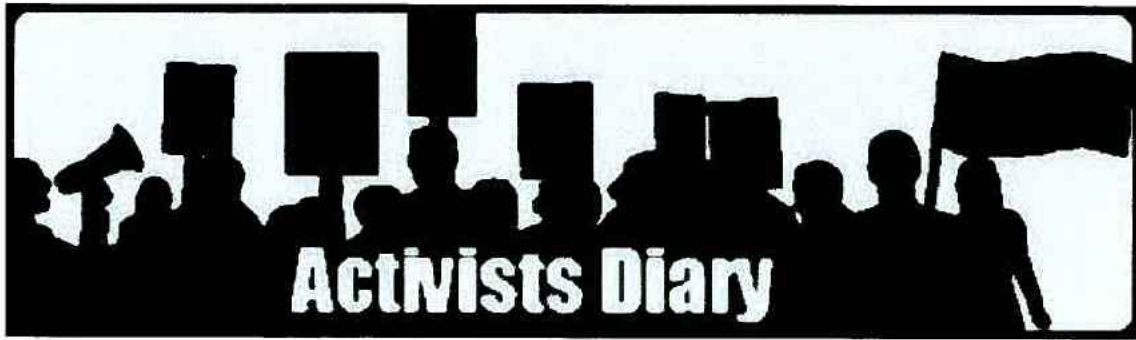
Iwi representation was discussed by the regional council during the last council term as part of Treaty of Waitangi settlement negotiations with Ngaruahine, Te Atiawa and Taranaki iwi to include selected iwi members on council committees.

Commenting on her appointment, the activist told the Taranaki Daily News that, she saw the appointment as an exciting and important opportunity for tangata whenua to be able to have a say on the natural environment, and be a part of the decision making process.

Since moving back to Taranaki from Wellington after her arrest in 2007, the activist has been a prominent organiser of opposition to the oil and gas industry and is a member of the Otaraua hapu who have had a number of confrontational stand offs with Greymouth Petroleum in Tikorangi.







## New Court Date for Seismic Protesters

### TBC August

Three Greenpeace New Zealand protesters (including its Executive Director) will be joined by Greenpeace New Zealand itself, when they next appear in court in August to answer charges of obstructing the seismic survey vessel Amazon Warrior off the Wairarapa coast in April this year.

The Ministry of Business, Innovation and Employment (MBIE) which has brought the prosecution has now widen it to include charges against Greenpeace NZ itself under the Crown Minerals Act.

This is likely to bring down a sizable financial penalty on Greenpeace if found guilty, as while the Court traditionally does not treat very harshly individuals who protest, it is less inclined to be lenient towards organisations who incite or abet crimes and have the ability to pay a substantial fine.



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Identifiable Security Risks	Alert Levels	Response Measures
1. An event, threat, or activity is very unlikely.	LOW (Green) 1-2	<b>Normal Response</b> Routine Protective Security measures are applied appropriate to the circumstances.
2. An event, threat, or activity is possible.	MODERATE (Blue) 3-4	
3. An event, threat or activity is likely.	ELEVATED (Yellow) 5-6	<b>Heightened Response</b> Sustainable Protective Security measures reflecting the nature of the risk without causing undue hardship or effecting operational capability.
4. An event, threat or activity is very probable.	HIGH (Orange) 7-8	
5. An event, threat or activity is almost certain.	EXTREME (Red) 9-10	<b>Exceptional Response</b> Maximum Protective Security measures are required to minimise vulnerabilities and risk.

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**Corey Burgess**

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**Sent:** Saturday, 8 July 2017 7:30 a.m.  
**To:** Josh Adams  
**Subject:** Situation Report: NZ Oil & Gas Industry: 07 July 2017

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# THOMPSON + CLARK

INVESTIGATIONS LTD / DETECTION / PROTECTION / SECURITY

## Situation Report

- Client Confidential -

### Oil & Gas Activism



Thompson+Clark Fusion Centre

Date: 07 July 2017

Contact: Nick Thompson or Gavin Clark

Phone: s 9(2)(a) or s 9(2)(a)

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## Location of Greenpeace Ships

### 07 July

The current known locations of Greenpeace International's three ocean-going campaign vessels are:

#### **Rainbow Warrior III**

The 855 tonne Rainbow Warrior III is in the Adriatic Sea near the port of Bari.

#### **Arctic Sunrise**

The refit of the 949 tonne ice breaker Arctic Sunrise at the Dutch port of Delfzil is completed, with the ship now currently undergoing sea trials there (see image below).

#### **The Esperanza**

The 2,076 tonne ice-class Esperanza remains at the Spanish port of Algeciras, where it is undergoing maintenance.



## Location of Sea Shepherd Ships

### 06 July

The militant Sea Shepherd Conservation Society has a much larger fleet of protest vessels than Greenpeace, including a number of smaller vessels not mentioned here used in coastal operations. However, the current known locations of Sea Shepherd's five main ocean-going campaign vessels are:

#### **Bob Barker**

Sea Shepherd has announced the 488 tonne Bob Barker is back in Gabonese waters for Operation Albacore II, in partnership with the Gabonese government to combat illegal fishing in what is now the largest network of marine protection areas in Africa. The vessel is acting as a patrol boat for armed Gabonese marines who are stopping and inspecting fishing vessels suspected of illegal activity (see image below).

#### **Brigitte Bardot**

Sea Shepherd's fast chase vessel the 35m Brigitte Bardot is currently sailing off the Pelagie Islands in the Mediterranean Sea.

#### **Ocean Warrior**

Sea Shepherd's newest vessel, the 439 tonne purpose-built Ocean Warrior, remains tied up at Fremantle, Western Australia where it is hosting free ship tours until further notice.

#### **Sam Simon**

The 484 tonne Sam Simon is now at the Port of La Spezia in Italy.

#### **Steve Irwin**

Sea Shepherd's largest vessel, the 1,017 tonne Steve Irwin, is tied up at Melbourne where it is having its decks sandblasted and repainted.



## Second Climate Change Court Case

**06 July**

With the High Court legal case by a Waikato law student taking the Government to task over climate change just finished, the Government has found itself facing fresh legal action over alleged inadequate greenhouse emissions targets.

The new case is being brought before the Waitangi Tribunal by the Mataatua District Maori Council over the Government allegedly failing to fulfill Treaty of Waitangi obligations to protect Maori land and property.

A separate case brought by 26-year-old Waikato law student, which also questioned emissions targets, wrapped up in Wellington's High Court just over a week ago with a reserved decision.

The lawyer handling the claim on behalf of the Mataatua District Maori Council, representing Maori from the eastern Bay of Plenty, said an application had been made to have the case heard under urgency in order for it to be undertaken before emissions targets under the Paris Agreement were finalised in 2020.

"Under the Treaty of Waitangi, the Crown has a duty of active protection towards Maori in regards to their lands and resources. The allegation is that their climate change policies are breaching that obligation," he said.

The council says the claim raises various issues about how we are already being affected – by the flooding in the eastern Bay of Plenty and the effect on Maori