

s 9(2)(a)

From: S 9(2)(a)
Sent: Tuesday, 9 February 2021 9:40 am
To: S 9(2)(a)
Subject: RE: Request for meeting

Thanks S 9(2)(a) Jo will already be in Auckland and we will Zoom you into the meeting.

Ngā mihi

s 9(2)(a)

S 9(2)(a)
 Executive Assistant to the Chief Executive and
 Climate Change Commission Board
 T S 9(2)(a)
 M +64 S 9(2)(a)
 E S 9(2)(a) climatecommission.govt.nz
 W climatecommission.govt.nz

From: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Sent: Tuesday, 9 February 2021 7:33 am
To: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Subject: Re: Request for meeting

Hi S 9(2)(a) Yes I can do Thursday afternoon. :)

Cheers

S 9(2)(a)

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From: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Sent: Friday, February 5, 2021 5:07:26 PM
To: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Subject: Request for meeting

Kia ora S 9(2)(a)

Would you be available for next Thursday, 11 February in the afternoon to join the meeting online?

Ngā mihi

S 9(2)(a)



!)(a)
 Executive Assistant to the Chief Executive and
 Climate Change Commission Board
 T S 9(2)(a)
 M +64 S 9(2)(a)
 E S 9(2)(a) climatecommission.govt.nz

From: S 9(2)(a) <S 9(2)(a) shortlandchambers.co.nz>
Sent: Friday, 5 February 2021 4:57 pm
To: S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>; S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>; Jo Hendy <S 9(2)(a) climatecommission.govt.nz>
cc: S 9(2)(a) <S 9(2)(a) stoutstreet.co.nz>; S 9(2)(a) S 9(2)(a) <S 9(2)(a) lyallthornton.com>
Subject: RE: Request for meeting

Kia ora S 9(2)(a)

Thank you for your email and my apologies for the slowness of my response. Unfortunately I am not available on Friday afternoon next week. Is there any possibility we could meet in the late afternoon on Thursday 11 Feb or on Friday morning?

Ngā mihi

S 9(2)(a)

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OFFICIAL INFORMATION ACT

s 9(2)(a)

From: S 9(2)(a) <S 9(2)(a)@shortlandchambers.co.nz>
Sent: Wednesday, 10 February 2021 9:45 am
To: S 9(2)(a) Jo Hendy; S 9(2)(a)
Cc: S 9(2)(a) S 9(2)(a) S 9(2)(a) S 9(2)(a)
Subject: RE: Request for meeting
Attachments: 2021-02-09 Lawyers for Climate Action NZ topics for meeting with CCC.docx

Dear Jo and S 9(2)(a)

Please find attached a note setting out our questions about the Commission's draft advice and the topics we would like to discuss when we meet tomorrow. I'm afraid I will need to leave by 5.30pm but that should still allow enough time for a good discussion.

Ngā mihi

S 9(2)(a)

From: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Sent: Tuesday, 9 February 2021 2:26 PM
To: S 9(2)(a) <S 9(2)(a)@shortlandchambers.co.nz>; S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>; Jo Hendy <S 9(2)(a)@climatecommission.govt.nz>
Cc: S 9(2)(a) <S 9(2)(a)@stoutstreet.co.nz>; S 9(2)(a) S 9(2)(a) <S 9(2)(a)@lyallthornton.com>; S 9(2)(a) <S 9(2)(a)@shortlandchambers.co.nz>
Subject: RE: Request for meeting

Kia ora S 9(2)(a)

Thank you for confirming the time and venue for the meeting on Thursday, 11 February.

We are happy for you to use the Chambers video conference facility for the meeting.

In the meantime, if you have any questions, please don't hesitate to contact me.

Ngā mihi

S 9(2)(a)



!)(a)
 Executive Assistant to the Chief Executive and
 Climate Change Commission Board
 T S 9(2)(a)
 M +64 S 9(2)(a)
 E S 9(2)(a) <climatecommission.govt.nz>
 W <climatecommission.govt.nz>

From: S 9(2)(a) <S 9(2)(a)@shortlandchambers.co.nz>
Sent: Tuesday, 9 February 2021 2:23 pm
To: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>; S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>; Jo Hendy <S 9(2)(a)@climatecommission.govt.nz>
Cc: S 9(2)(a) <S 9(2)(a)@stoutstreet.co.nz>; S 9(2)(a) S 9(2)(a) <S 9(2)(a)@lyallthornton.com>; S 9(2)(a)

<S 9(2)(a) shortlandchambers.co.nz>

Subject: RE: Request for meeting

Kia ora S 9(2)(a)

4pm on 11 February at Shortland Chambers is fine, thank you. S 9(2)(a) will also be joining by video. Would you mind if we use our Chambers video conference facility instead of Zoom for the remote attendees? (I sometimes have trouble getting Zoom to work with our large screen). We will circulate a meeting invitation with address and dial-in details separately. We are hoping to circulate some notes for discussion ahead of our meeting - we will try to get those to you by the end of tomorrow.

Ngā mihi

S 9(2)(a)

From: S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>

Sent: Tuesday, 9 February 2021 12:24 PM

To: S 9(2)(a) <S 9(2)(a) shortlandchambers.co.nz>; S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>; Jo Hendy <S 9(2)(a) climatecommission.govt.nz>

Cc: S 9(2)(a) <S 9(2)(a) stoutstreet.co.nz>; S 9(2)(a) <S 9(2)(a) lyallthornton.com>

Subject: RE: Request for meeting

Kia ora S 9(2)(a)

Many thanks for your invitation.

Jo is available to meet late afternoon of the 11th February. Also in attendance with Jo will be S 9(2)(a) S 9(2)(a) at the Climate Change Commission) and S 9(2)(a) S 9(2)(a) will join the meeting via Zoom.

Will the meeting start at 4pm? Jo and S 9(2)(a) would be happy to come to your offices.

Ngā mihi

S 9(2)(a)

!)(a)


Executive Assistant to the Chief Executive and
Climate Change Commission Board

T S 9(2)(a)

M +64 S 9(2)(a)

E S 9(2)(a) climatecommission.govt.nz

W climatecommission.govt.nz

He Pou a Rangi
Climate Change Commission

From: S 9(2)(a) <S 9(2)(a) shortlandchambers.co.nz>

Sent: Friday, 5 February 2021 4:57 pm

To: S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>; S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>; Jo Hendy <S 9(2)(a) climatecommission.govt.nz>

Cc: S 9(2)(a) <S 9(2)(a) stoutstreet.co.nz>; S 9(2)(a) <S 9(2)(a) lyallthornton.com>

Subject: RE: Request for meeting

Kia ora S 9(2)(a)

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Ngā mihi

S 9(2)(a)

From: S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>

Sent: Wednesday, 3 February 2021 5:24 PM

To: S 9(2)(a) <S 9(2)(a) shortlandchambers.co.nz>; S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>; Jo Hendy <S 9(2)(a) climatecommission.govt.nz>

Cc: S 9(2)(a) <S 9(2)(a) stoutstreet.co.nz>; S 9(2)(a) <S 9(2)(a) lyallthornton.com>

Subject: RE: Request for meeting

Kia ora S 9(2)(a)

I would like to acknowledge receipt of your email to Jo Hendy and S 9(2)(a) with a request for a meeting.

Jo is in Auckland at the latter part of next week. Would you be available to meet with Jo on Friday, 12 February at 2.00pm?

I look forward to hearing from you.

Ngā mihi

S 9(2)(a)



Executive Assistant to the Chief Executive and
Climate Change Commission Board

T S 9(2)(a)

M +64 S 9(2)(a)

E S 9(2)(a) climatecommission.govt.nz

W climatecommission.govt.nz

From: S 9(2)(a) <S 9(2)(a) shortlandchambers.co.nz>

Sent: Wednesday, 3 February 2021 2:01 pm

To: S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>; Jo Hendy <S 9(2)(a) climatecommission.govt.nz>; S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>

Cc: S 9(2)(a) <S 9(2)(a) stoutstreet.co.nz>; S 9(2)(a) <S 9(2)(a) lyallthornton.com>

Subject: Request for meeting

Kia ora S 9(2)(a) and Jo

Congratulations on the launch of the Commission's draft advice. It seems to have had an excellent reception so far. I am following up on our meeting in early January to see if it would be possible to arrange a time to talk next week. We can send through some points for discussion once we have a date lined up, but in the meantime, one aspect we are particularly keen to understand is how the recommended emissions budgets line up against the goal of 1.5C and SR1.5. When I asked about this on the webinar on Sunday night, Dr Carr seemed to suggest that the domestic budgets weren't intended to and didn't match the 1.5C target, but I think your answer to the same question in the online chat, S 9(2)(a) said that they do align with 1.5C.

We see this as an important issue and would really like to clarify whether the Commission does believe the recommended budgets are consistent with 1.5C and, if so, the basis for this view. If not, it would be helpful to understand what the Commission calculates the gap is between the budgets and what we would have to do to meet

the 1.5C target solely on domestic reductions (assuming it is not simply a question of comparing the budget with the recommended NDC).

Could you please let us know if there is a time next week that would suit you?

Ngā mihi

S 9(2)(a)

S 9(2)(a) | President

LAWYERS FOR CLIMATE ACTION NZ INC.

T +64 S 9(2)(a) E admin@lawyersforclimateaction.nz

Level 13, 70 Shortland Street

PO Box 4338, Auckland 1140, New Zealand

www.lawyersforclimateaction.nz

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Lawyers for Climate Action NZ: topics for discussion with Climate Change Commission on 11 Feb 2021

1. Are the ZCA budgets for 2022-25 and 2026-30 consistent with 1.5 degrees?

(a) 564 versus 628

- The NDC analysis concludes that IPCC SR2018 pathways for 1.5 with no or limited overshoot require a budget of no more than 564 mT CO₂e for 2021-30.
- Yet, the ZCA budgets will amount to 628 mT over this period.
- Are the figures in the NDC analysis and the ZCA budgets directly comparable? If not, what are the differences?
- Assuming that the two sets of figures are comparable, doesn't the difference of 64 mT CO₂e imply that our ZCA budgets are inconsistent with Paris and SR2018?
- If so, why isn't this headlined for transparency?
- Has the Commission considered whether domestic cuts consistent with SR2018 are technically achievable and has it modelled the cost of these?
- Unless it has done so and it is not achievable and/or the cost is prohibitive, why would the Commission propose a budget greater than 564?
- In contrast, the Commission's analysis at p155 that greater domestic cuts will lead to emissions leakage seems based on conjecture (note, the same argument was considered and rejected by the Dutch Supreme Court in *The Netherlands v Urgenda*).
- The NDC and ZCA budgets use different starting points for 2021 emissions (with the NDC budget being based on our previous international target). Given that we are ultimately concerned with limiting cumulative total emissions, does the Commission accept that having higher actual emissions in 2021 shouldn't result in a more generous budget for the rest of the decade?
- Has the Commission considered the risk of economic and diplomatic repercussions if we adopt a domestic target that falls short of SR2018 and the 1.5 goal?

(b) Offshore mitigation vs domestic action

- The reliance on offshore mitigation to meet the NDC seems risky given there is no existing mechanism and no possible counterparties have been identified. Has the Commission identified any countries likely to be in a position by 2030 to sell NZ their excess emissions reductions while also meeting their own 1.5 obligations?
- While acknowledging the cost of offshore mitigation is uncertain, the Commission appears to assume that it will be cheaper than domestic action (p157). Does the Commission have any evidence to support that assumption?
- Given the multiplier effect identified by the Commission (p157), plus the fact we will need to take sufficient domestic action in due course to get to net zero by 2050, isn't it relatively unlikely that offshore mitigation will ultimately be cheaper?
- If there is no evidence that offshore mitigation will be available or cheaper, wouldn't it be prudent to assume that the NDC will have to be met through domestic action, with offshore mitigation as a back-up or additional measure?

(c) Split-gas approach

- Given the relatively high proportion of methane in NZ's emissions, a split-gas approach produces a higher allowable level of emissions (564 versus 516).

- But, will global aggregate reductions be achieved if each country can choose whether to take a combined or split-gas approach? If each country chooses the approach which produces the least ambition, then we fail in aggregate.
- Furthermore, is it right to say that the IPCC found that methane did not “need to be reduced ... as deeply or as quickly as carbon dioxide”? Or was the IPCC simply estimating what was likely to happen on a global average basis? For New Zealand, shouldn't we be looking at the impact of methane on temperatures over the next 30 years?
- Has the Commission considered whether there is a risk of push-back from other countries if we choose to use a split-gas approach rather than the more widely accepted combined gas approach?

(c) Using SR2018 to set a 2030 target

- We understand the SR2018 1.5 pathway reductions to represent an increase in effort relative to what was occurring in 2010 (that is, they are net:net).
- So, even if there are valid reasons for using gross:net to *express our target*, don't we have to adjust our 2010 gross figures for existing netting activity before applying the SR2018 reductions? Otherwise, the 2030 target will be insufficiently ambitious.

2. The role of the ETS

- We agree that the ETS is not a sufficient policy response to achieve our targeted emission reductions.
- However, our thinking to date has envisaged a functional ETS (or a carbon tax) doing the heavy lifting by internalising the cost of emissions and impacting all consumption and production decisions.
- We are not sure how the Commission sees the ETS. While the Commission proposes adjustments to the settings and improved governance for the ETS, it does not analyse the stockpile and the lack of interplay between uncovered methane emissions and auction quantities.
- Without addressing these issues, the ETS cannot cap annual emissions and is a somewhat clumsy way to put a price on emissions that come within the ETS.
- Has the Commission considered the issues of (i) how to address the stockpile and (ii) how to create a mechanism so that the ETS price responds to movements in methane emissions to ensure that the overall emissions target is not exceeded?

Jon Little

From: S 9(2)(a)
Sent: Wednesday, 10 February 2021 5:44 pm
To: S 9(2)(a) Jo Hendy
Subject: Re: [UNCLASSIFIED] RE: Request for meeting

Thanks S 9(2)(a) these are very useful notes.

S 9(2)(g)(i)

Cheers
 S 9(2)(a)

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From: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Sent: Wednesday, February 10, 2021 5:14:27 PM
To: Jo Hendy <S 9(2)(a)@climatecommission.govt.nz>; S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Subject: [UNCLASSIFIED] RE: Request for meeting

[UNCLASSIFIED]

Hi Jo

I put together some technical responses to S 9(2)(a) issues/questions that we can use as a starting point for talking to at the meeting.

Happy to talk with you ahead of the meeting if you'd like.

Hope all's well in Auckland.

Cheers

S 9(2)(a)

[UNCLASSIFIED]

From: S 9(2)(a) <S 9(2)(a)@shortlandchambers.co.nz>
Sent: Wednesday, 10 February 2021 1:34 pm
To: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>; Jo Hendy <S 9(2)(a)@climatecommission.govt.nz>; S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
cc: S 9(2)(a) <S 9(2)(a)@stoutstreet.co.nz>; S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Subject: RE: Request for meeting

Apologies, I have just realised that I mistakenly sent you a very marked up draft of our topics for discussion. Here is the correct version.

Kind regards

From: S 9(2)(a)
Sent: Wednesday, 10 February 2021 9:45 AM
To: S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>; Jo Hendy
<S 9(2)(a) climatecommission.govt.nz>; S 9(2)(a) <S 9(2)(a) climatecommission.govt.nz>
Cc: S 9(2)(a) <S 9(2)(a) stoutstreet.co.nz>; S 9(2)(a) S 9(2)(a)
<S 9(2)(a) S 9(2)(a) lyallthornton.com>
Subject: RE: Request for meeting

Dear Jo and S 9(2)(a)

Please find attached a note setting out our questions about the Commission's draft advice and the topics we would like to discuss when we meet tomorrow. I'm afraid I will need to leave by 5.30pm but that should still allow enough time for a good discussion.

Ngā mihi
S 9(2)(a)

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Lawyers for Climate Action NZ

Topics for discussion with Climate Change Commission on 11 Feb 2021

1. Are the ZCA budgets for 2022-25 and 2026-30 consistent with 1.5 degrees?

(a) 564 versus 628

- The NDC analysis concludes that IPCC SR2018 pathways for 1.5 with no or limited overshoot require a budget of no more than 564 mT CO₂e for 2021-30.
- Yet, the ZCA budgets will amount to 628 mT CO₂e over this period.
- Are the figures in the NDC analysis and the ZCA budgets directly comparable? If not, what are the differences?

S 9(2)(g)(i)

- Assuming that the two sets of figures are comparable, doesn't the difference of 64 mT CO₂e imply that our ZCA budgets are inconsistent with Paris and SR2018?

S 9(2)(g)(i)

- If so, why isn't this headlined for transparency?

S 9(2)(g)(i)

- Has the Commission considered whether domestic cuts consistent with SR2018 are technically achievable and has it modelled the cost of these?

S 9(2)(g)(i)

- Unless it has done so and it is not achievable and/or the cost is prohibitive, why would the Commission propose a budget greater than 564 mT CO₂e?

S 9(2)(g)(i)

- In contrast, the Commission's analysis at p155 about feasibility and the risk that greater domestic cuts will lead to emissions leakage seems based on conjecture

(note, the same argument was considered and rejected by the Dutch Supreme Court in *The Netherlands v Urgenda*).

S 9(2)(g)(i)

- The NDC and ZCA budgets use different starting points for 2021 emissions (with the NDC budget being based on our previous international target). Given that we are ultimately concerned with limiting cumulative total emissions, does the Commission accept that having higher actual emissions in 2021 shouldn't result in a more generous budget for the rest of the decade?

S 9(2)(g)(i)

- Has the Commission considered the risk of economic and diplomatic repercussions if we adopt a domestic target that falls short of SR2018 and the 1.5 goal?

S 9(2)(g)(i)

(b) Offshore mitigation vs domestic action


- The Paris Agreement requires countries to put in place domestic mitigation measures to meet their NDCs. In the commission accepting that New Zealand will need to resort to offshore mitigation it is also accepting that it New Zealand won't meet its Paris Agreement obligations? If so, should this not be stated in the report?

S 9(2)(g)(i)

- The reliance on offshore mitigation to meet the NDC seems risky given there is no existing mechanism and no possible counterparties have been identified. Has the Commission identified any countries likely to be in a position by 2030 to sell NZ their excess emissions reductions while also meeting their own 1.5 obligations?

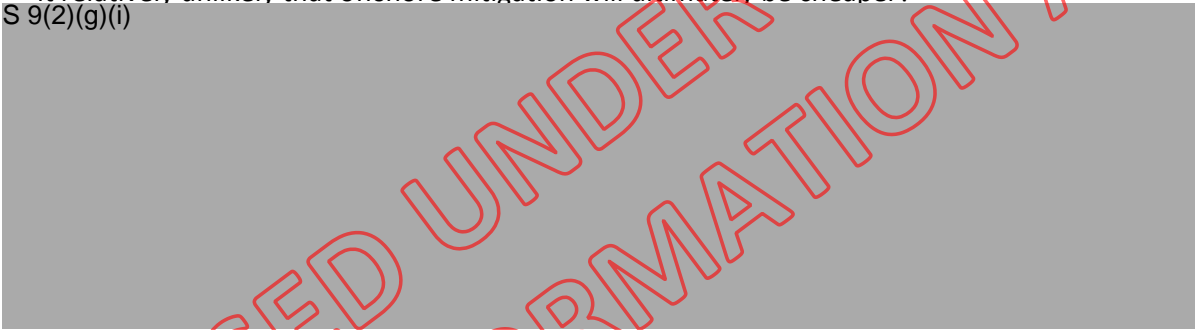
S 9(2)(g)(i)

S 9(2)(g)(i)




- While acknowledging the cost of offshore mitigation is uncertain, the Commission appears to assume that it will be cheaper than domestic action (p157). Does the Commission have any evidence to support that assumption?
- Given the multiplier effect identified by the Commission (p157), plus the fact we will need to take sufficient domestic action in due course to get to net zero by 2050, isn't it relatively unlikely that offshore mitigation will ultimately be cheaper?

S 9(2)(g)(i)



- If there is no evidence that offshore mitigation will be available, or cheaper, wouldn't it be prudent to assume that the NDC will have to be met through domestic action, with offshore mitigation as a back-up or additional measure?


S 9(2)(g)(i)



(c) Split-gas approach


- Given the relatively high proportion of methane in NZ's emissions, a split-gas approach produces a higher allowable level of emissions (564 versus 516 mT CO₂e).
- But, will global aggregate reductions be achieved if each country can choose whether to take a combined or split-gas approach? If each country chooses the approach which produces the least ambition, then we fail in aggregate.

S 9(2)(g)(i)




- Furthermore, is it right to say that the IPCC found that methane did not “need to be reduced ... as deeply or as quickly as carbon dioxide” (p154)? Or was the IPCC simply estimating what was likely to happen on a global average basis as a matter of fact?

S 9(2)(g)(i)



- If it is feasible to make greater reductions to methane emissions, then doesn't New Zealand have an obligation to do so, given the impact of methane on global temperatures over a 30-40 year timeframe?

s 9(2)(g)(i)




S 9(2)(g)(i)



- Has the Commission considered whether there is a risk of push-back from other countries if we choose to use a split-gas approach rather than the more widely accepted combined gas approach?

S 9(2)(g)(i)




(d) Using SR2018 to set a 2030 target

- We understand the SR2018 1.5 pathway reductions to represent an increase in effort relative to what was occurring in 2010 (that is, they are net:net).

- So, even if there are valid reasons for using gross:net to *express our target*, don't we have to adjust our 2010 gross figures for existing netting activity before applying the SR2018 reductions? This adjustment could be on an averaged basis to avoid particular year anomalies. Otherwise, the 2030 target amount will be insufficiently ambitious.

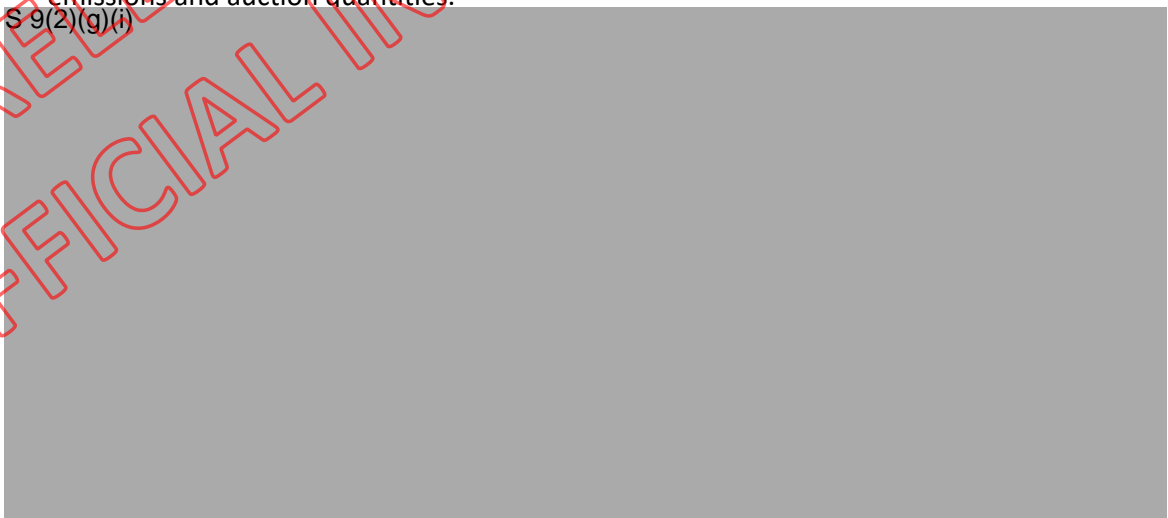
S 9(2)(g)(i)



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S 9(2)(g)(i)



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S 9(2)(g)(i)



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s 9(2)(a)

From: Jo Hendy
Sent: Wednesday, 10 February 2021 12:43 pm
To: S 9(2)(a) S 9(2)(a) S 9(2)(a)
Cc: S 9(2)(a) S 9(2)(a) S 9(2)(a) S 9(2)(a)
Subject: Re: Request for meeting

Thanks very much S 9(2)(a) Looking forward to seeing you in person tomorrow. Cheers Jo

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From: S 9(2)(a) <S 9(2)(a)@shortlandchambers.co.nz>
Sent: Wednesday, February 10, 2021 9:44:31 AM
To: S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>; Jo Hendy
 <S 9(2)(a)@climatecommission.govt.nz>; S 9(2)(a) <S 9(2)(a)@climatecommission.govt.nz>
Cc: S 9(2)(a) <S 9(2)(a)@stoutstreet.co.nz>; S 9(2)(a) S 9(2)(a)
 <S 9(2)(a)@lyallthornton.com>
Subject: RE: Request for meeting

Dear Jo and S 9(2)(a)

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s 9(2)(a)

From: s 9(2)(a)
Sent: Thursday, 11 February 2021 10:14 am
To: s 9(2)(a) Jo Hendy
Cc: s 9(2)(a)
Subject: RE: Request for meeting

Kia ora s 9(2)(a)

I just wanted to advise that also attending with Jo, s 9(2)(a) are:

s 9(2)(a)

In the meantime, if you have any questions, please don't hesitate to contact Jo or myself.

Ngā mihi

s 9(2)(a)



s 9(2)(a)

W climatecommission.govt.nz

From: s 9(2)(a)
Sent: Wednesday, 10 February 2021 1:34 pm
To: s 9(2)(a) <@climatecommission.govt.nz>; Jo Hendy
 s 9(2)(a) <@climatecommission.govt.nz>; s 9(2)(a) <@climatecommission.govt.nz>
Cc: s 9(2)(a)
 s 9(2)(a)
Subject: RE: Request for meeting

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Kind regards

s 9(2)(a)

s 9(2)(a)

From: s 9(2)(a)
Sent: Monday, 15 February 2021 4:42 pm
To: s 9(2)(a)
Subject: RE: [UNCLASSIFIED] FW: Request for meeting

[UNCLASSIFIED]

Great stuff. Thank you!

[UNCLASSIFIED]

From: s 9(2)(a) @climatecommission.govt.nz>
Sent: Monday, 15 February 2021 4:33 pm
To: s 9(2)(a) @climatecommission.govt.nz>
Subject: [UNCLASSIFIED] FW: Request for meeting

[UNCLASSIFIED]

Hi s 9(2)(a)

Just to keep you in the loop – I've replied to s 9(2)(a) and asked s 9(2)(a) to help set up a meeting. See below.

Cheers

s 9(2)(a)

[UNCLASSIFIED]

From: s 9(2)(a)
Sent: Monday, 15 February 2021 3:16 pm
To: s 9(2)(a)
Cc: s 9(2)(a)
[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz); Jo Hendy s 9(2)(a) [@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Subject: RE: Request for meeting

[UNCLASSIFIED]

Kia ora s 9(2)(a)

I'm happy to follow up with you and have a discussion on those questions.

Anne do you mind following up with some possible times that Jo is available to join a discussion this week?

On the first question – if you're referring to the graph in the slides from Thursday – that was showing our **current** NDC, not a possible future NDC, which is why it looked higher than the IPCC range. Our assessment was that the current NDC allowed more emissions than a target aligned with the midpoint of the IPCC range would, which is why we assessed it as not compatible with contributing to the 1.5 degree goal.

The second question I think needs a bit more discussion so would be better to talk about in person.

Ngā mihi

s 9(2)(a)



s 9(2)(a)

W climatecommission.govt.nz

[UNCLASSIFIED]

From: s 9(2)(a)

Sent: Friday, 12 February 2021 1:12 pm

To: s 9(2)(a) @climatecommission.govt.nz

Cc: s 9(2)(a)

climatecommission.govt.nz; Jo Hendy s 9(2)(a) @climatecommission.govt.nz

Subject: Re: Request for meeting

Kia ora s 9(2)(a)

Just following up on two questions from yesterday relating to the Commission's assessment of the maximum allowable emissions over the NDC period (ie 564 Mt CO₂e before taking into account what extra effort our fair share might require).

First, the graph comparing the NDC budget with the ZCA budgets showed the 2030 emissions under the NDC at around 57 Mt CO₂e. We had thought this should be 52.3, being the midpoint between 45.029 and 59.491 as per page 9 of sup chap 10. It would be helpful to understand the discrepancy.

Secondly, the IPCC found that *net* CO₂ emissions should fall by 40 to 58% (interquartile range; 2030 relative to 2010).

At page 8 of sup chap 10, however, the Commission applies these reductions to our 2010 *gross* CO₂ emissions (being 34.958 Mt) in order to set the 2030 target for net emissions (on a modified activity-based measure).

While we understand the rationale for gross:net in terms of how we *express our NDC target* (as per box 8.1 and sup chap 3), the issue of whether the IPCC reduction percentages can be applied to gross CO₂ emissions in 2010 is a separate issue.

Our current view is that it is a mistake to apply the reductions to 2010 gross CO₂ emissions as this will understate the amount of additional ambition required by the IPCC. Rather, an adjustment is required to this base number to take into account CO₂ removal activity as at 2010 (perhaps on an averaged basis).

We understood you to disagree with this, but it would help us to work through the detail if we could have another discussion or receive a short written explanation.

Thanks again for your time, we really appreciate the engagement given the complexity of getting to the bottom of these issues.

Ngā mihi

From: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Date: Wednesday, 10 February 2021 at 2:08 PM
To: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>, Jo Hendy <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Cc: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Subject: RE: Request for meeting

Thank you s 9(2)(a)

Ngā mihi

s 9(2)(a)



s 9(2)(a)

W [s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)

From: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Sent: Wednesday, 10 February 2021 1:34 pm
To: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>; Jo Hendy <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Cc: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>; s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Subject: RE: Request for meeting

Apologies, I have just realised that I mistakenly sent you a very marked up draft of our topics for discussion. Here is the correct version.

Kind regards
s 9(2)(a)

s 9(2)(a)

From: s 9(2)(a)
Sent: Monday, 15 February 2021 2:41 pm
To: s 9(2)(a) Jo Hendy
Subject: RE: [UNCLASSIFIED] RE: Request for meeting

[UNCLASSIFIED]

s 9(2)(g)(i)

[UNCLASSIFIED]

From: s 9(2)(a) @climatecommission.govt.nz>
Sent: Monday, 15 February 2021 2:21 pm
To: Jo Hendy s 9(2)(a) @climatecommission.govt.nz>; s 9(2)(a) s 9(2)(a) @climatecommission.govt.nz>
Subject: [UNCLASSIFIED] RE: Request for meeting

[UNCLASSIFIED]

Just so there is a concrete action on this s 9(2)(a) are you setting up the meeting or would you like s 9(2)(a) to do that?

Thank
 s 9(2)(a)

[UNCLASSIFIED]

From: Jo Hendy s 9(2)(a) @climatecommission.govt.nz>
Sent: Monday, 15 February 2021 6:12 am
To: s 9(2)(a) @climatecommission.govt.nz>
Cc: s 9(2)(a) @climatecommission.govt.nz>; s 9(2)(a) s 9(2)(a) @climatecommission.govt.nz>; s 9(2)(a) @climatecommission.govt.nz>
Subject: FW: Request for meeting

Hi s 9(2)(a) let's have that follow up discussion with them, as s 9(2)(a) suggests below. Cheers, Jo

s 9(2)(a)

From: Jo Hendy
Sent: Tuesday, 16 February 2021 1:00 pm
To: Judy Lawrence; Climate Commissioners
Cc: All Staff
Subject: RE: 1.5 degrees NDC

That's great to hear – thanks Judy!

I've also had positive direct feedback on our engagement and openness to feedback from a number of organisations including NZ Steel, Air NZ, Forest and Bird, Lawyers for Climate Action, and the secretariat for the Climate Leaders Coalition.

Jo

From: Judy Lawrence s 9(2)(a) @climatecommission.govt.nz>
Sent: Monday, 15 February 2021 1:05 pm
To: Climate Commissioners <climatecommissioners@climatecommission.govt.nz>
Cc: All Staff <AllStaff@climatecommission.govt.nz>
Subject: 1.5 degrees NDC

Hi team. The webinars are really going well. Well oiled machine with a human face. Excellent one just now on the most complicated part of our advice. Great answers from the team.

Hope the team in Invercargill saw it! Stay safe everyone..

Judy

s 9(2)(a)

From: s 9(2)(a)
Sent: Thursday, 18 February 2021 12:34 am
To: s 9(2)(a)
Cc: s 9(2)(a)
Subject: FW: [UNCLASSIFIED] Paris Agreement - NDC - Domestic Mitigation

Kia ora s 9(2)(a) Thanks for getting back to me on this. We still have some continuing concerns over the CCC's approach to off shore mitigation. I will also make some comment on our ongoing concerns about the CCC's gross – net approach to assessing the requirements of the NDC.

Offshore Mitigation

I accept that Article 4 re the requirement to pursue domestic mitigation measures to meet the NDC does sit uncomfortably with the ability to access offshore credits under Article 6. This appears to be the result of the parties being unable to agree a framework around offshore credits.

But I cannot agree with your interpretation that “you must take some action at home, with a view to achieving your NDC, but you can use traded mitigation to meet it so long as you are using it to increase your ambition not just do nothing at home.” That would mean that NZ for example could do far less than it is reasonably capable of at home and decide to buy mitigation offshore upon the basis that this would still raise global ambition. This would be contrary to the Article 4 requirements re domestic mitigation and Article 3 which requires parties to provide NDCs that are ‘ambitious efforts’. It will be made clearer when the Article 6 rules are settled, but in my view the correct interpretation is that offshore mitigation under Article 6 is only to be accessed if a party cannot achieve its NDC despite ambitious efforts at home.

In any case given that under s 5z the CCRA budgets must be met ‘as far as possible through domestic mitigation’ this effectively means that the same approach must be applied to the NDC.

In your report the CCC have concluded that the budgets for 2021-30 of 628 is maximum domestic ambition and the balance to bring it down to a 1.5 compliant NDC of 564 will have to met with offshore mitigation. Given that 2018 net emissions are already 55 I do struggle to see how it will be ambitious to have a 2030 NDC averaging 58.5 and budget averaging 62.8, but we will leave that discussion for another day.

Gross – Net approach to NDC target

In our recent discussion you justified the CCC using a gross- net approach to assessing NZ's NDC upon the following grounds:

- That it was in line with the Kyoto accounting that NZ had adopted during the Kyoto period up to 2020.
- That it took out the prospect of distorted target arising from a net- net approach caused by unusually high or low levels of forestry emissions in the base year
- That although NZ may be an outlier in using this approach this is warranted by the fact that most other countries have net additions to emissions from forestry.

I have looked into the points you have raised but still have some ongoing concerns which we would appreciate your further response to.

With regard to your first point about Kyoto accounting, we accept that under the NDC as it stands it has been signalled NZ's approach to accounting for forestry and other land will be continued. But the Kyoto accounting for forestry does not relate to quantifying targets – it set out how forestry and other land use emissions are to be accounted for.

Under these rules – as adopted in the second commitment period- emissions from forests established after the base year are accounted for as they arise – either as sinks or emissions- during the target period. Forestry and other land use emissions in the base year are ignored – as contrasted with the alternative net-approach of comparing forestry emissions during the target period with those during the base year. Because of this difference the Kyoto approach to new forests is known as ‘gross-net’.

With forests established before the base year, NZ’s NDC has signalled that the Kyoto accounting approach of ‘business as usual’ – with forestry and other land use emissions during the target period being compared with ex-ante estimates of emissions on a business as usual basis and the difference at the end of the period being accounted for as forestry and other land use emissions for the period.

NZ’s continuation of Kyoto accounting rules under the NDC is not unusual. For example, the EU has taken a similar approach, including gross- net accounting for new forestry activity.

What is unusual is the approach taken by the CCC in adopting a ‘gross-net’ approach to calculating what emissions the NDC target equates to- by taking gross total (not just forestry) emissions in the base year and applying the % reduction commitment to arrive at a emission target which is treated as net emissions in the target years.

This is completely different to the Kyoto rules for gross- net accounting for forests i.e. it does not relate to how forestry emissions are calculated but rather to how overall emission target are calculated.

As such the CCC gross- net approach to calculating NZ’s NDC targets is not in accordance with the terms of the NDC itself. Rather it seems to have followed the NZ’s Government’s view of recent times of ‘treating’ NZs emission reduction targets as being calculated on a gross-net basis. As far as we are aware this is not an official policy. Nor can we follow the logic of this unofficial policy. It is correct that under the Kyoto Protocol targets were in effect gross- net in that units assigned were calculated upon the basis of a % reduction from base year gross emissions but that forestry units were applied to reduce emissions in calculating emissions over the commitment period. But this approach applied to all participants- not just NZ.

By contrast the Paris Agreement calls for nationally determined contribution targets that account for emissions and removals (Article 4(13))- in other words net emissions. These objectives would not be met by not accounting for removals in the base year. As such, as far as we aware, other countries treat their NDC targets as being a reduction in net emissions (with the possible exception of Russia). This includes those who are otherwise adopting a gross- net approach to accounting for forestry emissions – such as the EU.

In this regard we have issues with your claim that NZ can justifiably be an outlier in adopting a gross -net approach to the NDC target because it is one of the few countries that has a net forestry sink. From the indicated outcomes of participants in the Kyoto Protocol, the large majority have a net reductions in emissions from forestry and land other land use. Even if NZ was an outlier in this regard we fail to see how this could justify NZ adopting such a different approach to calculating its NDC.

In this respect we note that under the Paris Agreement accounting for the NDC should Parties “shall promote environmental integrity, transparency, accuracy, completeness, comparability and consistency” (Article 4(13)). NZ adopting its own unique gross – net approach to accounting for its NDC target would seem to offend against all these principles. In particular, it would make NZ appear to be doing better than it actually is as compared to the other countries using the normal net-net approach.

We also have issues with your claim that a gross- net approach to the NDC target is necessary to deal with abnormal forestry outcomes in the base year. The same issue can arise with abnormal target years. Also, as the CCC has noted itself in its report, with NZ adopting a target which is an average over 9 years, this will in itself iron out any abnormalities in base and target years. We also note that 2005 being the base year for the NDC the emissions from forestry were relatively normal.

The underlying concern we have with the gross- net approach to our target is that it vastly underestimates what NZ needs to do by 2030 to be 1.5 degrees consistent. In the CCC report it calculates that on a gross net basis the NZ

NDC at 2030 is an average of 58.5 and that to be 1.5 degree consistent it only needs to drop to 56.4 (Advice p 157-8). But if we apply the NDC target to the 2005 net of 53.5 we get a 30% reduction to 37.5. If we apply the SR15 1.5 2030 requirements to the 2010 net we get 35. Achieving results in these regions will set NZ well on the way to being 1.5 compliant by 2050. By contrast the CCC figures will set NZ for a big mountain to climb (or cut) by 2050.

Looking forward to speaking some time tomorrow as per your email of earlier today.

Regards

s 9(2)(a)

s 9(2)(a)

W: www.michaelsharp.co.nz



From: s 9(2)(a) @climatecommission.govt.nz
Sent: Thursday, 11 February 2021 5:49 pm
To: s 9(2)(a)
Subject: RE: [UNCLASSIFIED] Paris Agreement - NDC - Domestic Mitigation

[UNCLASSIFIED]

Hi s 9(2)(a)

Yes, article 4(2) does say parties need to take action at home.

However Article 6 explicitly allows for countries to trade mitigation in nationally determined contributions. Read together, we read that as Article 4 saying you must take some action at home, with a view to achieving your NDC, but you can use traded mitigation to meet it so long as you are using it to increase your ambition not just do nothing at home. I've pasted the wording of Article 6 (1)-(3) below (apologies for the image – my version of the Paris Agreement is not text readable)

New Zealand is complying with Article 4(2) through the emission budgets process where we are taking action on domestic emissions and removals, and offshore mitigation allows us to increase our overall ambition beyond our domestic budgets consistent with Article 6.

Article 6

1. Parties recognize that some Parties choose to pursue voluntary cooperation in the implementation of their nationally determined contributions to allow for higher ambition in their mitigation and adaptation actions and to promote sustainable development and environmental integrity.
2. Parties shall, where engaging on a voluntary basis in cooperative approaches that involve the use of internationally transferred mitigation outcomes towards nationally determined contributions, promote sustainable development and ensure environmental integrity and transparency, including in governance, and shall apply robust accounting to ensure, inter alia, the avoidance of double counting, consistent with guidance adopted by the Conference of the Parties serving as the meeting of the Parties to this Agreement.
3. The use of internationally transferred mitigation outcomes to achieve nationally determined contributions under this Agreement shall be voluntary and authorized by participating Parties.

Regards

s 9(2)(a)



s 9(2)(a)

climatecommission.govt.nz

[UNCLASSIFIED]

From: s 9(2)(a)

Sent: Thursday, 11 February 2021 5:15 pm

To: s 9(2)(a) @climatecommission.govt.nz

Subject: [UNCLASSIFIED] Paris Agreement - NDC - Domestic Mitigation

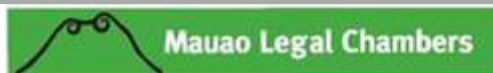
Hi s 9(2)(a) further to our discussion on the LZANZI meeting today this is the Article of the Paris agreement which seems to suggest that we need domestic mitigation measures to meet our NDC. Are you interpreting "with the aim of achieving" as allowing for the addition of offshore mitigation?

- (a) *Article 4 (2)* Each Party shall prepare, communicate and maintain successive nationally determined contributions that it intends to achieve. Parties shall pursue domestic mitigation measures, with the aim of achieving the objectives of such contributions.

s 9(2)(a)

s 9(2)(a)

W: www.michaelsharp.co.nz



From: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>

Sent: Friday, 6 November 2020 4:24 pm

To: Rod Carr <Roderick.Carr@climatecommission.govt.nz>; s 9(2)(a)

Subject: [UNCLASSIFIED] MfE analysis of NDC

[UNCLASSIFIED]

Kia ora koutou

Thanks for taking the time to meet with us this afternoon.

As I mentioned, earlier this year the Ministry for the Environment analysed the compatibility of the existing NDC with 1.5 degree pathways. Their briefing has been published on their website at the link below. While it glosses over any considerations of New Zealand's relative contribution, it does usefully describe how the emission reductions modelled by the IPCC at a global level can be downscaled to New Zealand.

<https://www.mfe.govt.nz/more/briefings-cabinet-papers-and-related-material-search/briefing-notes/scientific-analysis-of>

Kind regards

s 9(2)(a)

s 9(2)(a)

**CLIMATE
CHANGE
COMMISSION**

-----Original Appointment-----

From: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>

Sent: Thursday, 5 November 2020 2:35 pm

To: s 9(2)(a) Carr; Jo Hendy; s 9(2)(a)

ngagement - Climate Commission

Subject: Zoom Meeting to discuss the Climate Change Response Act - Lawyers for Climate Action and the Climate Change Commission (Dr Rod Carr and Jo Hendy) - Zoom link and passcode within meeting invite

When: Friday, 6 November 2020 2:30 pm-3:30 pm (UTC+12:00) Auckland, Wellington.

Where: <https://us02web.zoom.us/j/81451268825?pwd=QlJldmlyR1h5Nk5ib0RmOXhRRjZpUT09>

-----Original Appointment-----

From:

Sent: Thursday, 22 October 2020 12:22 pm

To: s 9(2)(a) ; Rod Carr; Jo Hendy; s 9(2)(a)

s 9(2)(a) ; Engagement - Climate Commission

Subject: Zoom Meeting to discuss the Climate Change Response Act - Lawyers for Climate Action and the Climate Change Commission (Dr Rod Carr and Jo Hendy) - Zoom link and passcode within meeting invite

When: Friday, 6 November 2020 2:30 pm-3:30 pm Pacific/Auckland.

Where: <https://us02web.zoom.us/j/81451268825?pwd=QJIdmYR1h5Nk5ib0RmOXhRRjZpUT09>

Join Zoom Meeting

<https://us02web.zoom.us/j/81451268825?pwd=QJIdmYR1h5Nk5ib0RmOXhRRjZpUT09>

Meeting ID: 814 5126 8825

Passcode: 514554

One tap mobile

+6448860026,,81451268825#,,,,,0#,,514554# New Zealand

+6498846780,,81451268825#,,,,,0#,,514554# New Zealand

Dial by your location

+64 4 886 0026 New Zealand

+64 9 884 6780 New Zealand

+64 3 659 0603 New Zealand

Meeting ID: 814 5126 8825

Passcode: 514554

Find your local number: <https://us02web.zoom.us/j/kBCIPsDg6>

Dear Rod

As s 9(2)(a) has said, I'm President of Lawyers for Climate Action NZ, which is a group of over 300 lawyers advocating to ensure NZ meets its commitments under the Paris Agreement and achieves net zero emissions as soon as possible. We would very much like the opportunity to meet with you and the rest of the Climate Change Commission to discuss your role under the Climate Change Response Act and your current work on the first emissions budget, emissions reduction plan, and review of the NDC. s 9(2)(a)

By way of a quick introduction to our thinking on the Commission's role, a s 9(2)(a) has mentioned it below, we see this as being defined by the purpose of the Climate Change Response Act, as set out in s3 of the Act. The first limb of that purpose, as you know, is to provide a framework for policies that contribute to the global effort under the Paris Agreement to limit the global average temperature increase to 1.5° Celsius above pre-industrial levels. Everything that is done under the Act, including by the CCC, must be consistent with that purpose (see s3(2)).

Therefore, in producing its recommendations the CCC needs to take into account not only the 2050 target but also the need for NZ to pursue emissions cuts and adopt an NDC consistent with NZ doing "its share" of the work to keep global warming below 1.5C.

This is not only sound policy, but a legal requirement, in our view.

Please let me know when would suit you to meet – I am based in Auckland but happy to come down to Wellington and I will try to make myself available on a date that suits you and any other members of the Commission who would like to attend. I would likely bring one or two of my fellow committee members to the meeting.

Kind regards

LAWYERS FOR CLIMATE ACTION NZ INC.

s 9(2)(a)

E admin@lawyersforclimateaction.nz Level 13, 70 Shortland Street PO Box 4338, Auckland 1140,
New Zealand www.lawyersforclimateaction.nz

[UNCLASSIFIED]

RELEASED UNDER THE
OFFICIAL INFORMATION ACT

s 9(2)(a)

From: s 9(2)(a)
Sent: Thursday, 18 February 2021 10:18 am
To: s 9(2)(a)
Cc: s 9(2)(a) Jo Hendy
Subject: RE: [UNCLASSIFIED] RE: Request for meeting

Kia ora s 9(2)(a) I will be able to attend also

s 9(2)(a)

s 9(2)(a)



Mauao Legal Chambers

From: s 9(2)(a)
Sent: Thursday, 18 February 2021 8:57 am
To: s 9(2)(a) @climatecommission.govt.nz>; s 9(2)(a) @climatecommission.govt.nz>
Cc: s 9(2)(a) Jo Hendy s 9(2)(a) @climatecommission.govt.nz>
Subject: Re: [UNCLASSIFIED] RE: Request for meeting

Thanks s 9(2)(a)

5pm's great. It will probably just be me attending at our end. Will you send around a zoom invite?

Many thanks
 s 9(2)(a)

From: s 9(2)(a) @climatecommission.govt.nz>

Date: Thursday, 18 February 2021 at 8:55 AM

To: s 9(2)(a)

@climatecommission.govt.nz>

Cc: s 9(2)(a)

Jo Hendy

s 9(2)(a) @climatecommission.govt.nz>

Subject: RE: [UNCLASSIFIED] RE: Request for meeting

Kia ora s 9(2)(a)

Many thanks for your email and for providing some suitable times for today.

Just looking through the diaries for Jo, s 9(2)(a) – could we please start the meeting at 5pm?

Ngā mihi

s 9(2)(a)



s 9(2)(a)

W climatecommission.govt.nz

From: s 9(2)(a)

Sent: Wednesday, 17 February 2021 8:57 pm

To: s 9(2)(a) @climatecommission.govt.nz; s 9(2)(a)@climatecommission.govt.nz

Cc: s 9(2)(a)

Jo Hendy

s 9(2)(a) @climatecommission.govt.nz

Subject: Re: [UNCLASSIFIED] RE: Request for meeting

Kia ora s 9(2)(a) We cannot do 2-3pm tomorrow, but could to any other time in the afternoon. Does noon-1pm or 3-6pm work? s 9(2)(a)

From: s 9(2)(a) @climatecommission.govt.nz

Date: Wednesday, 17 February 2021 at 6:07 PM

To: s 9(2)(a) @climatecommission.govt.nz; s 9(2)(a)

s 9(2)(a)

, Jo Hendy

Subject: RE: [UNCLASSIFIED] RE: Request for meeting

Kia ora s 9(2)(a)

Further to s 9(2)(a) email, would you be available for a meeting with Jo and s 9(2)(a) on Thursday, 18 February at 2pm?

Ngā mihi

s 9(2)(a)

s 9(2)(a)

W climatecommission.govt.nzFrom: s 9(2)(a) @climatecommission.govt.nz

Sent: Monday, 15 February 2021 3:16 pm

To: s 9(2)(a)

s 9(2)(a) @climatecommission.govt.nz>; Jo Hendy s 9(2)(a) @climatecommission.govt.nz>

Subject: [UNCLASSIFIED] RE: Request for meeting

[UNCLASSIFIED]

Kia ora s 9(2)(a)

I'm happy to follow up with you and have a discussion on those questions.

s 9(2)(a) do you mind following up with some possible times that Jo is available to join a discussion this week?

On the first question – if you're referring to the graph in the slides from Thursday – that was showing our **current** NDC, not a possible future NDC, which is why it looked higher than the IPCC range. Our assessment was that the current NDC allowed more emissions than a target aligned with the midpoint of the IPCC range would, which is why we assessed it as not compatible with contributing to the 1.5 degree goal.

The second question I think needs a bit more discussion so would be better to talk about in person.

Ngā mihi

s 9(2)(a)



s 9(2)(a)

[UNCLASSIFIED]

From: s 9(2)(a)

Sent: Friday, 12 February 2021 1:12 pm

To: s 9(2)(a) @climatecommission.govt.nz>

Cc: s 9(2)(a)

s 9(2)(a) @climatecommission.govt.nz>; Jo Hendy s 9(2)(a) @climatecommission.govt.nz>

Subject: Re: Request for meeting

Kia ora s 9(2)(a)

Just following up on two questions from yesterday relating to the Commission's assessment of the maximum allowable emissions over the NDC period (ie 564 Mt CO₂e before taking into account what extra effort our fair share might require).

First, the graph comparing the NDC budget with the ZCA budgets showed the 2030 emissions under the NDC at around 57 Mt CO₂e. We had thought this should be 52.3, being the midpoint between 45.029 and 59.491 as per page 9 of sup chap 10? It would be helpful to understand the discrepancy.

Secondly, the IPCC found that *net* CO₂ emissions should fall by 40 to 58% (interquartile range; 2030 relative to 2010).

At page 8 of sup chap 10, however, the Commission applies these reductions to our 2010 *gross* CO2 emissions (being 34.958 Mt) in order to set the 2030 target for net emissions (on a modified activity-based measure).

While we understand the rationale for gross:net in terms of how we *express our NDC target* (as per box 8.1 and sup chap 3), the issue of whether the IPCC reduction percentages can be applied to gross CO2 emissions in 2010 is a separate issue.

Our current view is that it is a mistake to apply the reductions to 2010 gross CO2 emissions as this will understate the amount of additional ambition required by the IPCC. Rather, an adjustment is required to this base number to take into account CO2 removal activity as at 2010 (perhaps on an averaged basis).

We understood you to disagree with this, but it would help us to work through the detail if we could have another discussion or receive a short written explanation.

Thanks again for your time, we really appreciate the engagement given the complexity of getting to the bottom of these issues.

Ngā mihi
s 9(2)(a)

From: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Date: Wednesday, 10 February 2021 at 2:08 PM
To: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>, Jo Hendy <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Cc: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Subject: RE: Request for meeting

Thank you Jenny.

Ngā mihi
s 9(2)(a)

s 9(2)(a)



W [climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)

From: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Sent: Wednesday, 10 February 2021 1:34 pm
To: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>; Jo Hendy <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Cc: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>; s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Subject: RE: Request for meeting

Apologies, I have just realised that I mistakenly sent you a very marked up draft of our topics for discussion. Here is the correct version.

Kind regards
s 9(2)(a)

From: s 9(2)(a)

Sent: Wednesday, 10 February 2021 9:45 AM

To: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>; Jo Hendy

s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>; s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>

Cc: s 9(2)(a)

Subject: RE: Request for meeting

Dear Jo and s 9(2)(a)

Please find attached a note setting out our questions about the Commission's draft advice and the topics we would like to discuss when we meet tomorrow. I'm afraid I will need to leave by 5.30pm but that should still allow enough time for a good discussion.

Ngā mihi

s 9(2)(a)

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OFFICIAL INFORMATION ACT

s 9(2)(a)

From: s 9(2)(a)
Sent: Thursday, 18 February 2021 10:08 am
To: s 9(2)(a)
Subject: Accepted: Zoom meeting - Lawyers for Climate Action and the Climate Change Commission

RELEASED UNDER THE
OFFICIAL INFORMATION ACT

s 9(2)(a)

From: s 9(2)(a)
Sent: Thursday, 11 March 2021 5:14 pm
To: Jo Hendy
Subject: RE: CCC draft advice: Further LCANZI questions and request for meeting

[UNCLASSIFIED]

s 9(2)(g)(i)

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OFFICIAL INFORMATION ACT

[UNCLASSIFIED]

From: s 9(2)(a)
Sent: Thursday, 11 March 2021 1:52 pm
To: s 9(2)(a) @climatecommission.govt.nz>
Cc: Jo Hendy s 9(2)(a) @climatecommission.govt.nz>; s 9(2)(a) @climatecommission.govt.nz>; s 9(2)(a)
Subject: CCC draft advice: Further LCANZI questions and request for meeting

Kia ora s 9(2)(a)

Once again, thanks for your time to date in helping us get across these complex issues.

We have a few follow-up questions that we would appreciate discussing.

Data questions re the NDC

The first is a simple data issue. In terms of our current NDC (30% below 2005), does the Commission calculate this as $0.7 \times 81.274 = 56.9$ mt?

The 81.274 mt figure comes from the "Summary emissions data" excel file here: <https://www.mfe.govt.nz/publications/climate-change/new-zealands-greenhouse-gas-inventory-1990-2018>

Is this the best source of truth for current data?

Also, we calculate the Commission's 2030 end point for a 1.5 degree compliant NDC (before taking into account our fair share) as 52.26 mt (that is, the midpoint of 59.49 mt and 45.03 mt from tables 10.4 and 10.5 in sup chap 10). Since this number isn't specifically referred to, I just wanted to check it.

Chapter 4 analysis that the draft budgets contribute to limiting temperature rise to 1.5 degrees

On page 77 the draft advice states: "Figure 4.4 shows that our path would achieve reductions in the use of coal, oil and gas that are consistent with the reductions seen in the IPCC's global pathways. However, our path would fall short when comparing overall reductions in carbon dioxide emissions from energy and industrial processes."

Has the Commission quantified the extent of the shortfall between the CCC's proposed pathway for reductions in carbon dioxide emissions from energy and industrial processes and the IPCC's global pathways? And has the Commission determined whether the shortfall is compensated for by overperformance in other areas?

GHG Inventory net versus Kyoto net (aka NDC emissions, target accounting emissions, modified activity-based emissions etc)

The third set of issues relates to the Commission's preference for Kyoto net over GHGI net.

As the Commission notes, GHGI net better reflects what the sky sees. We also think it reflects how our progress will be judged internationally (eg looking back in 2030). While the GHGI data has a cyclical element (and our international commitments have used gross:net to express the target and international offsets to meet them), the following chart shows how we are tracking (and planning to track) on a decade-by-decade basis using GHGI net:



We find this quite concerning and wanted to check the logic/maths behind it.

In short:

Source: Greenhouse Gas Inventory 1990-2018 as per the spreadsheet referred to above

* = estimated by using the most recently available figures (2009-2018)

** = based on CCC forecast (ie 628 Kyoto net) and assuming Kyoto net will be about the same as GHGI net over this period, see the data behind fig 7.1 of the Commission's draft advice: 2021 GHG Inventory removals are estimated at 99.5Mt over this period, and NDC accounting at 73.5.

I have **attached** a couple of spreadsheets so you can see our workings. It would be great to know if we're missing something obvious?

Related to this, we have a concern that the increase in net emissions between 2011-20 and 2021-30 (albeit one driven by a reduction in forestry removals) illustrated above, is being masked by choosing to switch to Kyoto net.

That is, while the Kyoto net and GHGI net figures for 2021-30 are projected to be very similar, using a Kyoto net data series makes our 2021-30 projections appear better because our 2011-20 emissions are significantly higher under Kyoto net than under GHGI net.

The Commission's summary chart shows things moving in the right direction:

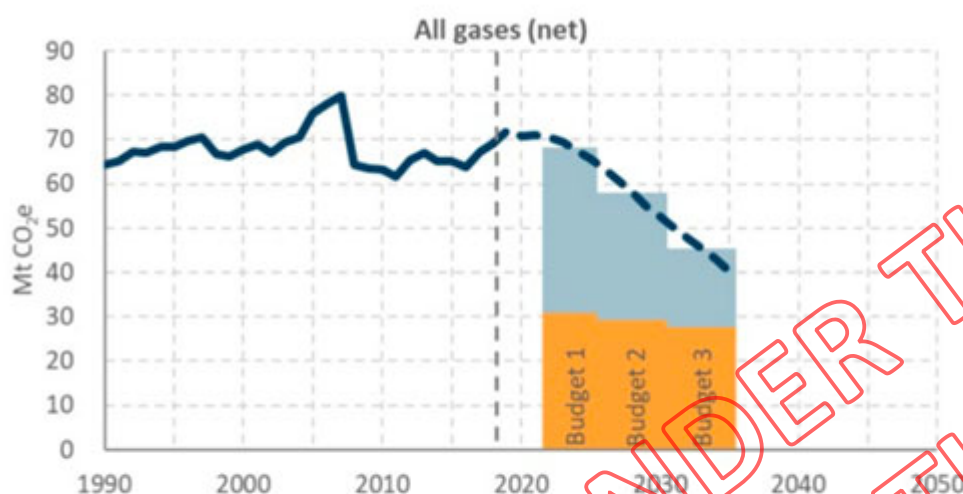
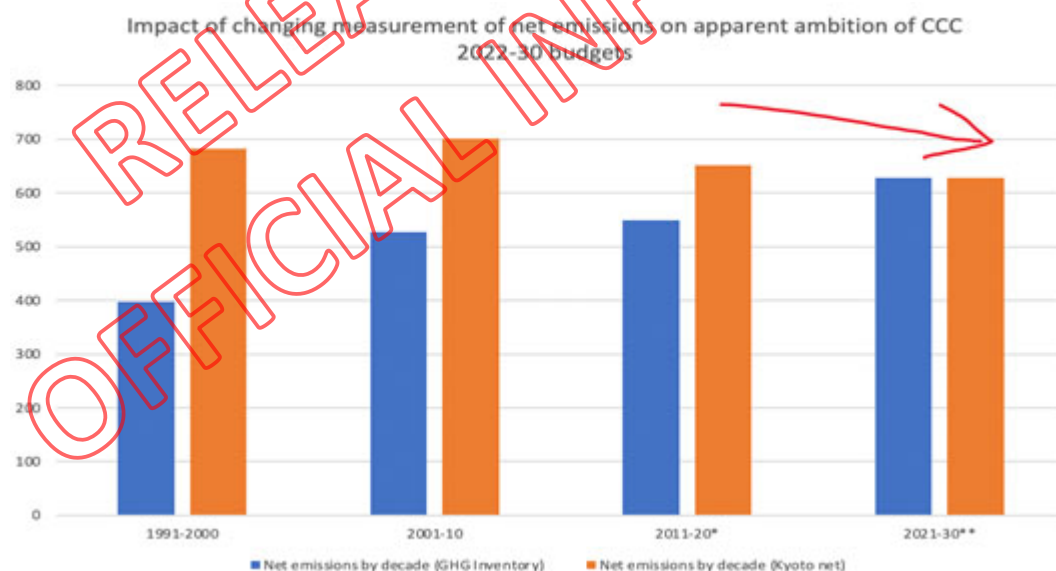


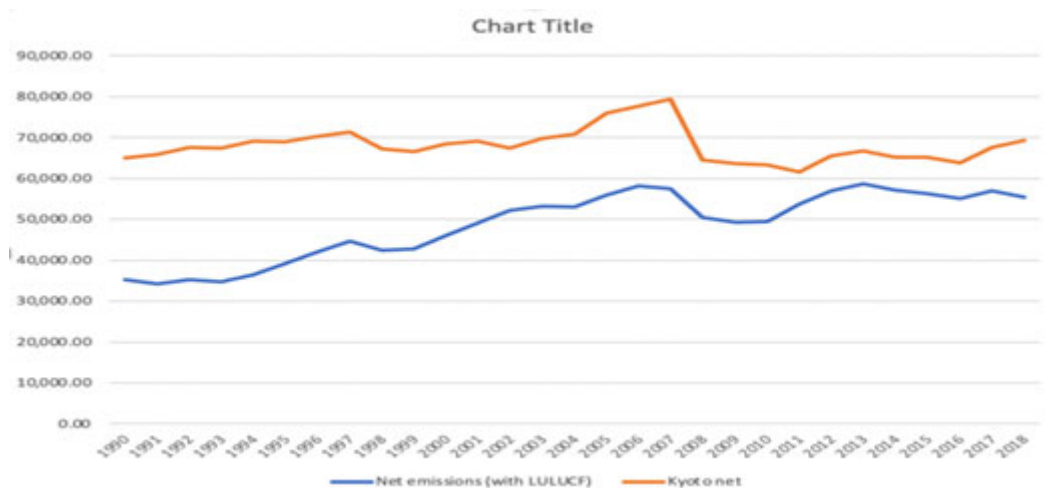
Figure ES1: Our proposed emissions budgets. The figure shows all gases combined as CO₂ equivalent – grey is emissions of long-lived gases, orange is biogenic methane emissions.

However, if the Commission had used GHGI net rather than Kyoto net, then the apparent reductions between 2011-20 and 2021-30 would be replaced by a clear increase in net emissions as follows:



Taking 2007 as an example, we are choosing to now portray our 2007 net emissions as 79.2 mt (Kyoto) whereas in the past we have said they were 57.5 mt (GHGI net).

Another way of putting it is that our 2021-30 performance (approx. 62 mt pa) appears to be going in the right direction because we are choosing to compare it against the higher orange line below (Kyoto net, 69 mt in 2018) rather than the blue line (GHGI net, 55 mt in 2018):



Finally on this topic, the Commission seems to envisage a flow through from its emissions budgets to auction volumes under the ETS. However, isn't there a incompatibility if we use Kyoto net in that the ETS surrender obligations will match GHG Inventory measurements rather than Kyoto net?

We'd be very grateful if you could suggest some times next week for a call.

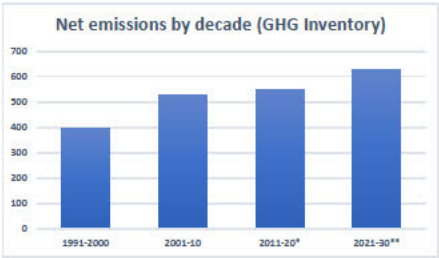
Kind regards

s 9(2)(a)

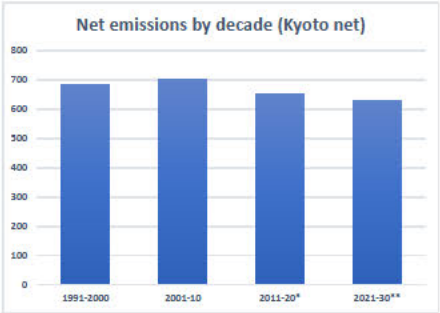
s 9(2)(a)

The information contained in this email may be legally privileged and confidential. If you have received this message in error, please delete it and notify the sender.

Decade	Net emissions by decade (GHG inventory)
1991-2000	397
2001-10	528
2011-20*	549
2021-30**	628



Decade	Net emissions by decade (Kyoto net)
1991-2000	682
2001-10	701
2011-20*	652
2021-30**	628



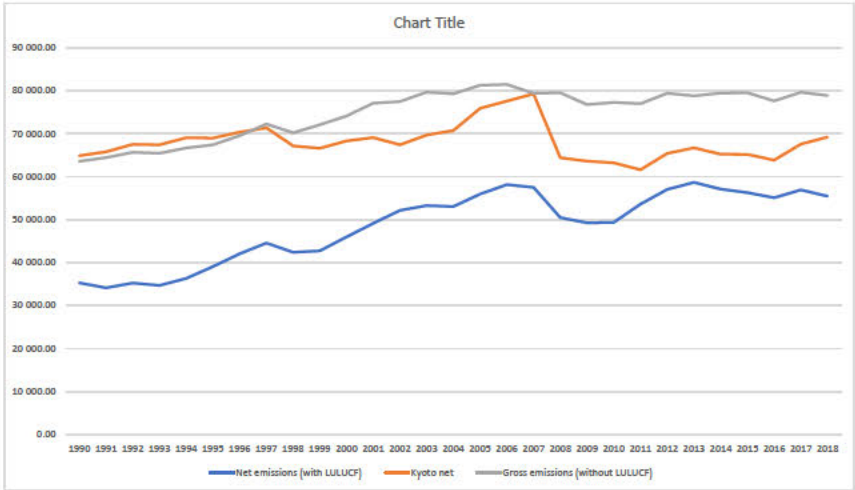
Decade	Net emission	Net emissions by decade (Kyoto net)
1991-2000	397	682
2001-10	528	701
2011-20*	549	652
2021-30**	628	628



Year	Net emissions (with LULUCF)	Kyoto net
1990	35,293.89	64903.5493
1991	34,164.32	65771.7887
1992	35,256.88	67512.6526
1993	34,729.26	67413.5326
1994	36,342.14	69040.6518
1995	39,113.08	68982.9679
1996	42,082.59	70360.8923
1997	44,584.40	71343.6621
1998	42,422.77	67168.1248
1999	42,748.62	66582.6675
2000	45,989.57	68316.078
2001	49,160.51	69106.8129
2002	52,158.79	67400.4444
2003	53,262.12	69698.2456
2004	53,068.81	70744.2729
2005	55,943.74	75912.1358
2006	58,151.50	77568.4681
2007	57,523.65	79272.7797
2008	50,469.79	64390.1793
2009	49,274.98	63607.7981
2010	49,360.38	63218.1098
2011	53,629.59	61621.8193
2012	57,018.05	65415.0162
2013	58,688.94	66713.7825
2014	57,122.65	65227.9501
2015	56,306.43	65198.0081
2016	55,089.01	63840.4909
2017	56,930.75	67584.3135
2018	55,468.22	69218.7209



Year	Net emissions (with LULUCF)	Kyoto net	Gross emissions (without LULUCF)
1990	35,293.89	64903.5493	63590.9265
1991	34,164.32	65771.7887	64453.522
1992	35,256.88	67512.6526	65668.7751
1993	34,729.26	67413.5326	65433.4036
1994	36,342.14	69040.6518	66679.1822
1995	39,113.08	68982.9679	67426.2401
1996	42,082.59	70360.8923	69549.3371
1997	44,584.40	71343.6621	72259.2752
1998	42,422.77	67168.1248	70221.3757
1999	42,748.62	66582.6675	72059.9324
2000	45,989.57	68316.078	74103.0822
2001	49,160.51	69106.8129	77105.3639
2002	52,158.79	67400.4444	77474.9558
2003	53,262.12	69698.2456	79643.6124
2004	53,068.81	70744.2729	79294.8289
2005	55,943.74	75912.1358	81274.4176
2006	58,151.50	77568.4681	81455.2118
2007	57,523.65	79272.7797	79415.5751
2008	50,469.79	64390.1793	79526.332
2009	49,274.98	63607.7981	76771.1835
2010	49,360.38	63218.1098	77267.8072
2011	53,629.59	61621.8193	76975.4874
2012	57,018.05	65415.0162	79401.5771
2013	58,688.94	66713.7825	78804.913
2014	57,122.65	65227.9501	79449.8421
2015	56,306.43	65198.0081	79493.7143
2016	55,089.01	63840.4909	77623.3072
2017	56,930.75	67584.3135	79640.8639
2018	55,468.22	69218.7209	78862.2882



s 9(2)(a)

From: Jo Hendy
Sent: Monday, 15 March 2021 8:58 am
To: s 9(2)(a)
Subject: Nice feedback from the climate Lawyers

Hi all.

I just talked to s 9(2)(a) about the fact that we are now moving into prioritising our internal analysis over external engagement.

He totally understood and said that the engagement so far had been "absolutely fantastic".

Great feedback – and a large part of that is down to s 9(2)(a) Great job.

Cheers,
Jo

**CLIMATE
CHANGE
COMMISSION**

Jo Hendy | Chief Executive
s 9(2)(a)
climatecommission.govt.nz
W climatecommission.govt.nz

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OFFICIAL INFORMATION ACT

s 9(2)(a)

From: Jo Hendy
Sent: Monday, 15 March 2021 8:55 am
To: s 9(2)(a)
Cc: s 9(2)(a)
Subject: [UNCLASSIFIED] RE: CCC draft advice: Further Lcanzi questions and request for meeting

Hi s 9(2)(a)

Good to talk to you this morning. As promised, below are s 9(2)(a) responses to your points. After you have had a chance to take a look, let me know your thoughts on next

Cheers,
 Jo

Data questions re the NDC

Yes the endpoint for the current NDC we calculate as 56.9 Mt CO₂-e.

Yes, the 1990-2018 inventory is the best source of truth for past emissions data for NZ.

The calculations you lay out for the midpoint of the 2030 endpoint appear correct.

Chapter 4 analysis

We have not precisely quantified the shortfall in energy and industrial process emissions but we have ascertained that the shortfall will be made up for by overperformance in other areas. This has been done by a comparison of our total emissions pathway with the aggregate range implied by the IPCC when applied to New Zealand. As I mentioned in my last email – we are keen to hear views in your submission on how we have applied the IPCC range to New Zealand.

GHG Inventory net versus Kyoto net

GHG net does (with some caveats) yes better reflect what the atmosphere sees in any given year. Our perspective is that Kyoto net accurately reflects what the sky sees over a longer timeframe, and as a result better reflects the consequences of our actions.

This is because the greater sequestration included in GHG net is both temporary and not additional – we know those emissions will definitely be remitted in the future when those forests are harvested, as you can see in figure 7.1. Given those future emissions are baked in – the existing approach where we don't account for those removals now seems entirely reasonable. I would add that this distinction has existed in New Zealand's emissions reporting and accounting for more than a decade and is not one that we have created.

We don't believe that GHG net is how we will be judged internationally, given its continuance of accepted practices under the Kyoto Protocol. The international expert review regime has never raised a problem as far as we are aware with the distinctions used in forest accounting since they were negotiated directly amongst countries. They have mostly been concerned that we are following Kyoto Protocol rules (which the government continues to do). If you have evidence that other countries take issue with the gross/net approach used in our targets, please provide it to us.

Your spreadsheets appear correct in that they show the distinction between all LULUCF emissions and removals and our net accounting removals. The thing you're missing is that those are not comparable quantities. They are different figures, representing different areas and types of land for well thought through reasons and so should be applied for different purposes. Just as accounting distinctions exist in financial accounting that are complex but reasonable and represent different concepts that are independently useful but complex to an outside observer – so too for emissions accounting. We discussed those distinctions with you James at some length earlier in the year. If

you want to talk more about them I'd suggest you talk to the LUCAS team at MfE who are responsible for the production of those figures.

ETS

ETS surrender obligations match closely the international accounting rules so there is no incompatibility there. Pre-1990 forest neither gets credits nor has surrender obligations under the scheme so long as it remains in forest – forests harvested do not attract a liability so long as it is fully replanted – matching the international accounting rules.

[UNCLASSIFIED]

From: s 9(2)(a)
Sent: Thursday, 11 March 2021 1:52 pm
To: s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Cc: Jo Hendy s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>; s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>; s 9(2)(a) <[s 9\(2\)\(a\)@climatecommission.govt.nz](mailto:s 9(2)(a)@climatecommission.govt.nz)>
Subject: CCC draft advice: Further LCANZI questions and request for meeting

Kia ora s 9(2)(a)

Once again, thanks for your time to date in helping us get across these complex issues.

We have a few follow-up questions that we would appreciate discussing.

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The first is a simple data issue. In terms of our current NDC (30% below 2005), does the Commission calculate this as $0.7 \times 81.274 = 56.9$ mt?

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On page 77 the draft advice states: "Figure 4.4 shows that our path would achieve reductions in the use of coal, oil and gas that are consistent with the reductions seen in the IPCC's global pathways. However, our path would fall short when comparing overall reductions in carbon dioxide emissions from energy and industrial processes."

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In short:

Source: Greenhouse Gas Inventory 1990-2018 as per the spreadsheet referred to above

* = estimated by using the most recently available figures (2009-2018)

** = based on CCC forecast (ie 628 Kyoto net) and assuming Kyoto net will be about the same as GHGI net over this period, see the data behind fig 7.1 of the Commission's draft advice: 2021 GHG Inventory removals are estimated at 99.5Mt over this period, and NDC accounting at 73.5.

I have **attached** a couple of spreadsheets so you can see our workings. It would be great to know if we're missing something obvious?

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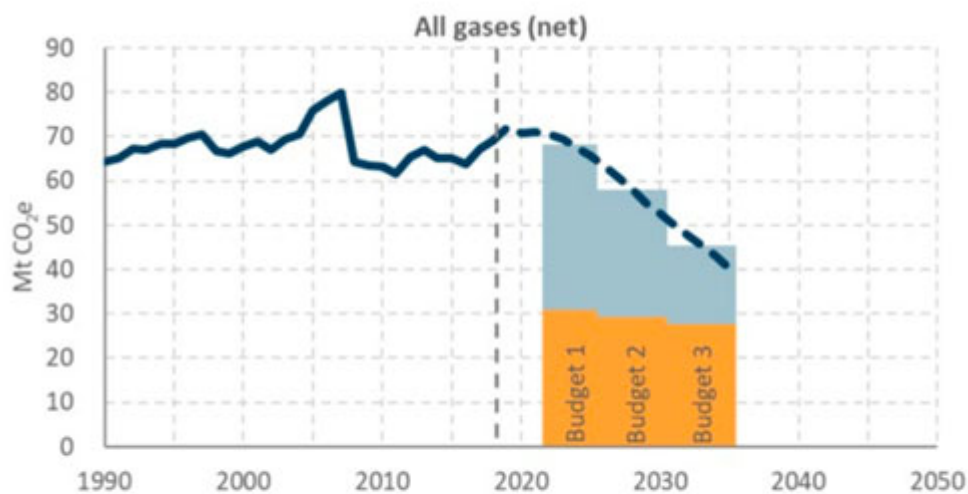


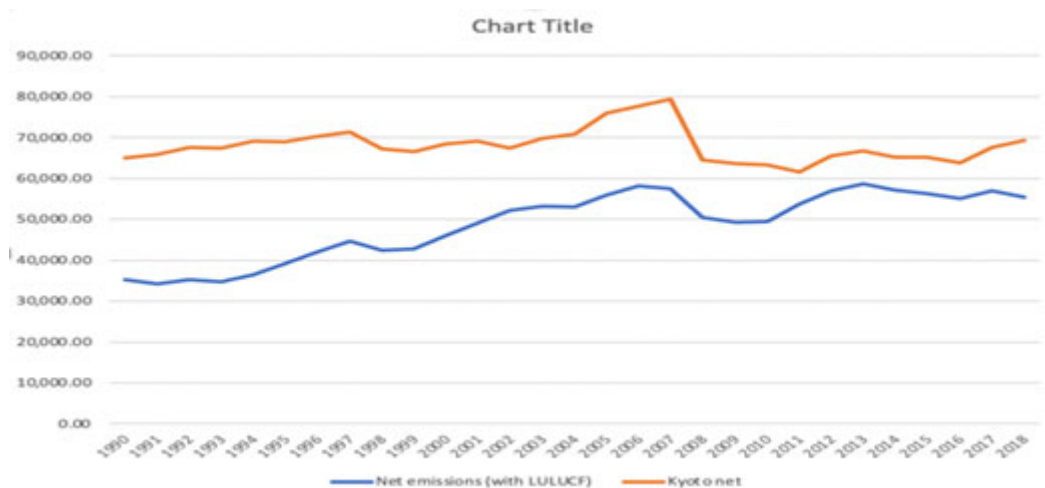
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We'd be very grateful if you could suggest some times next week for a call.

Kind regards

s 9(2)(a)

s 9(2)(a)

The information contained in this email may be legally privileged and confidential. If you have received this message in error, please delete it and notify the sender.

From: s 9(2)(a)
Sent: ch 2021 4:56 pm
To: s 9(2)(a)
Subject: SIFIED] two more submissions allocated to you

[UNCLASSIFIED]

Hi s 9(2)(a)

I've done s 9(2)(a) had been done by someone else.

There are a couple of submissions that have either been submitted publicly or come directly to me that I am dealing with as they relate mostly to the NDC:

- The Lawyers for Climate Action have submitted a 50 page response directly to Rod, but also published it online. (<https://www.lawyersforclimateaction.nz/news-events/cac-submission>)
- Out of Scope

Out of Scope

s 9(2)(g)(i)

s 9(2)(a)

[UNCLASSIFIED]

From: s 9(2)(a) <climatecommission.govt.nz>
Sent: 40 pm
To: s 9(2)(a) <climatecommission.govt.nz>
Sub: ubmissions allocated to you

[UNCLASSIFIED]

Out of Scope



s 9(2)(a)

[UNCLASSIFIED]

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s 9(2)(a)

From: s 9(2)(a)
Sent: Wednesday, 31 March 2021 9:22 am
To: Jo Hendy
Subject: RE: Lawyers for climate action
Attachments: 2021-03-22+LCANZI+Submission.pdf

Hi Jo

Here you go. s 9(2)(h)

Cheers

s 9(2)(a)

From: Jo Hendy s 9(2)(a) @climatecommission.govt.nz>
Sent: Wednesday, 31 March 2021 9:11 am
To: s 9(2)(a) @climatecommission.govt.nz>
Subject: Lawyers for climate action

Hi s 9(2)(a)

Do you have the submission from the lawyers for climate action? If so can you please flick it on to me?

Ta,
 Jo

**CLIMATE
 CHANGE
 COMMISSION**

Jo Hendy | Chief Executive
 s 9(2)(a)
 E s 9(2)(a) @climatecommission.govt.nz
 W climatecommission.govt.nz

Attachment refused under s 18(d), as LFCANZ's submission can be found at:
https://haveyoursay.climatecommission.govt.nz/comms-and-engagement/future-climate-action-for-aotearoa/consultation/view_respondent?uuld=255505044.

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s 9(2)(a)

From: s 9(2)(a)
Sent: Tuesday, 6 April 2021 9:24 am
To: s 9(2)(a)
Subject: RE: [UNCLASSIFIED] Submissions from Lawyers of Climate Actions

[UNCLASSIFIED]

s 9(2)(a)
 Hi

1. Yes you should assign the Climate Lawyers' submission to me.
2. They are both the same – they have submitted the same pre-prepared response to both, so keep one of D2AJ-9 or DXRK-1 and discard the other
3. Status is incomplete. I have reviewed the whole submission but not yet put it in the portal. I will go through it and put in the portal this week. I think the only other person who needed to see it was s 9(2)(a) and I have shown her the relevant sections.

Cheers

s 9(2)(a)

[UNCLASSIFIED]

From: s 9(2)(a) @climatecommission.govt.nz>
Sent: Monday, 5 April 2021 9:03 pm
To: s 9(2)(a) @climatecommission.govt.nz>
Subject: [UNCLASSIFIED] Submissions from Lawyers of Climate Actions

[UNCLASSIFIED]

s 9(2)(a)
 Hello

Could you please update me on processing this submission from the Lawyers of Climate Actions in the portal? It seems that they have submitted twice in the portal.

1. Should I assign this submission to you?
2. Which submission should you process? Which one should be removed as duplicate?
3. What's the status of this? Complete? Incomplete?

Many thanks
 s 9(2)(a)



s 9(2)(a)

W climatecommission.govt.nz

[UNCLASSIFIED]

s 9(2)(a)

From: s 9(2)(a)
Sent: Monday, 12 April 2021 11:02 am
To: s 9(2)(a)
Subject: Duplicate submissions from the Lawyers for Climate Action

Hi Kennie

The lawyers for Climate Action have submitted twice. It's the same submission so one can be removed.

I have processed:

ANON-NZPP-D2AJ-9

The second one to be removed is:

ANON-NZPP-DXRK-1

Cheers

s 9(2)(a)



s 9(2)(a)

[www.climatecommission.govt.nz](http://climatecommission.govt.nz)

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Attachment refused under section 18(d), as it is publicly available at the Commission's website. See the response letter for link.

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OFFICIAL INFORMATION ACT

Doc 77- Document - Withheld in full under 9(2)(g)(i).

RELEASED UNDER THE
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LFCANZ's submission refused in full under section 18(d), as it is available at the Commissions's website--see response letter for link. Analyst's notes on submission withheld in full under s 9(2)(g)(i) and s 9(2)(h).

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Response ANON-NZPP-D2AJ-9

Climate action for Aotearoa

- « **Back to Responses by Respondent**

https://haveyoursay.climatecommission.govt.nz/comms-and-engagement/future-climate-action-for-aotearoa/manage_respondents

- **Edit analysis info for this response**

https://haveyoursay.climatecommission.govt.nz/comms-and-engagement/future-climate-action-for-aotearoa/@@edit_response?user_id=ANON-NZPP-D2AJ-9

- **Remove this response** https://haveyoursay.climatecommission.govt.nz/comms-and-engagement/future-climate-action-for-aotearoa/@@remove_response?user_id=ANON-NZPP-D2AJ-9

- **Download respondent's answers (PDF)**

https://haveyoursay.climatecommission.govt.nz/comms-and-engagement/future-climate-action-for-aotearoa/user_response_pdf?user_id=ANON-NZPP-D2AJ-9

Name (enter in text box):

Lawyers for Climate Action NZ Inc.

Analyst notes:

Analysed by s 9(2)(a)

Tags:

Email (write into text box):

s 9(2)(a) @lawyersforclimateaction.nz

Analyst notes:

Tags:

In what capacity are you responding to this survey? Select from the dropdown list.:

NGO

other/additional capacity:

Iwi/hapu affiliation:

Analyst notes:

Tags:

What part of Aotearoa are you from? Select from the dropdown list).:

Other (please specify)

Please specify if you are from outside Aotearoa:

We have members all over Aotearoa.

Analyst notes:

Tags:

age group:

Not Answered

Analyst notes:

Tags:

Consent:

Yes

Publish doc:

No file uploaded

Analyst notes:

Tags:

Skiplogic:

I want to submit a pre-prepared response

File upload:

Download response <https://haveyoursay.climatecommission.govt.nz/comms-and-engagement/future-climate-action-for-aotearoa/consultation/download_file?squid=question-2021-01-19-0131576176-filesubquestion&user=ANON-NZPP-D2AU-9> (1.8 MB)

moderated file upload:

No file uploaded

Analyst notes:

Tags:

Your one big thing::

Not Answered

Analyst notes:

Tags:

option to end submission after one big thing:

Not Answered

Analyst notes:

Tags:

Six big decisions Q1:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

Tags:

Six big decisions Q2 :

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

Tags:

Six big decisions Q3:

Not Answered

If you would like to give us more information, you can do so below:

Not Answered

Analyst notes:

Tags:

Six big decisions Q4 :

Not Answered

Q4 Forests and role of trees:

Not Answered

Analyst notes:

Tags:

Big issues - 5:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

Tags:

Six big decisions Q6:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

Tags:

option to end submission after six big issues:

Not Answered

Analyst notes:

Tags:

Question on principles:

Not Answered

Please explain your answer (400 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

s 9(2)(g)(i)

Q2 Emission budget levels - Emissions budget 1 (2022 – 2025):

Q2 Emission budget levels - Emissions budget 2 (2026-2030):

Q2 Emission budget levels - Emissions budget 3 (2031-2035):

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

s 9(2)(g)(i)

Q3 - Gross long-lived gases:

Q3 - Biogenic methane:

Q3 - Forestry:

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

s 9(2)(g)(i)

Q4:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

Q5 Cross party support:

Not Answered

Please explain your answer (400 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

s 9(2)(g)(i)

Q6 Coordinate efforts:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

Q7 Iwi/Māori partnership:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

8. Central and local govt:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

Q9 Public process:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

10 Lock in net zero:

Not Answered

Please explain your answer (400 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

11 Net zero:

Not Answered

Please explain your answer (400 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

Q12:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tag

s 9(2)(g)(i)

Q13 Inclusive transition:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

No comment

Tags:

14 Transport:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

s 9(2)(g)(i)

15 HIP:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

No comment.

Tags:

16 Agriculture:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

s 9(2)(g)(i)

17 Forestry:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

No comment.

Tags:

18 Waste:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

No comment.

Tags:

19 Multi sector:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

No comment.

Tags:

20 Rules for measuring progress:

Not Answered

Please explain your answer:

Not Answered

Analyst notes:

Tags:

21:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

s 9(2)(g)(i)

Tags:

s 9(2)(g)(i)

22:

Not Answered

Please explain your answer (400 word limit):

Not Answered

Analyst notes:

See above

Tags:

23:

Not Answered

Please explain your answer (400 word limit):

Not Answered

Analyst notes:

See above

Tags:

24:

Not Answered

Please explain your answer (1000 word limit):

Not Answered

Analyst notes:

Tags:

Last Modified Date:

2021-05-11 15:51:49.072313

Response ID:

ANON-NZPP-D2AJ-9

IP Address:

s 9(2)(a)

Created Date:

2021-03-22 17:44:04.604001

Citizen Space Version:

v6.0.2

Analysed:

Yes

Consultation State:

open

Browser Identification:

Mozilla/5.0 (Windows NT 10.0; Win64; x64) AppleWebKit/537.36 (KHTML, like Gecko)

Chrome/89.0.4389.90 Safari/537.36

Submitted Date:

2021-03-22 17:48:40.398177

Visited Pages:

('intro', 'subpage.2021-01-18.8875492208', 'intro', 'subpage.2021-01-18.8875492208')

LFCANZ's Position Statement on the Climate Change Commission's Draft Advice is refused under s 18(d), as it's available online. See the response letter for link.

RELEASED UNDER THE
OFFICIAL INFORMATION ACT

Lawyers for Climate Action New Zealand Meetings

Information relating to meetings with LFCANZ have been included with the other documents relating to LFCANZ.

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OFFICIAL INFORMATION ACT