



Ref: OIA 2026-008

[REDACTED]

14 July 2026

Tēnā koe

Thank you for your request of 17 June 2026 seeking the following information under the Official Information Act 1982 (the Act):

“Since 23 November 2023:

- 1. How many working groups, advisory groups, reference groups, expert panels, stakeholder groups, or similar bodies administered by your agency have required participants to sign a non-disclosure agreement (NDA), confidentiality agreement, or confidentiality undertaking as a condition of participation?*
- 2. Please provide the figure for each of:*
 - 23 November 2023 to 31 December 2023*
 - 2024*
 - 2025*
 - 2026 to date*
- 3. Please provide any current policy, guidance, or criteria governing when such agreements may be required”*

The Commission has considered your request in accordance with the Act.

Response

The Commission uses confidentiality agreements or undertakings to protect the confidentiality of information shared with relevant external parties. All Commission staff have confidentiality clauses in their employment agreements, and they are also bound by the Commission’s Code of Conduct Policy and Te Tauākī Whanonga mō te Rāngai Tūmatanui | The Code of Conduct for the Public Sector. Contractors have confidentiality clauses in their contracts for services.

For all of the specified period, the Commission has administered **one** permanent advisory group where a confidentiality agreement or undertaking is a condition of participation for external parties.



In addition to this permanent advisory group, in 2024, the Commission administered one expert working group where a confidentiality agreement or undertaking was a condition of participation for external parties.

Further, in 2025, the Commission administered one expert working group where a confidentiality agreement or undertaking was a condition of participation for external parties.

There are no specific policies or guidance for the use of these agreements. In this respect, we are unable to supply you with the requested information and rely on section 18(e) of the Act, as it does not exist.

You have the right to seek an investigation and review of this response by the Office of the Ombudsman, in accordance with section 28(3) of the Act. Contact details for the Ombudsman can be found on their website at: www.ombudsman.parliament.nz

Please note that the Commission proactively releases its responses to requests made under the Act. This is to help ensure others can also have access to this information. As such, this letter will shortly be published on our website with your name and contact details redacted to protect your privacy.

Nāku noa, nā



Astrid Nunns
General Manager, Corporate Accountability and Operations