

**Climate Change Commission Board Meeting Minutes (Meeting 41)  
Wednesday, 14 December 2022**

A meeting of the Climate Change Commission Board Members was held at the office of the Climate Change Commission Board Room, Level 21, Aon Centre, 1 Willis Street, Wellington with members also joining via Teleconference Facility. The meeting started on Wednesday 14 December at 9.04am and concluded at 1.55pm.

**Climate Change Commission Attendees:**

Dr Rod Carr – Chair  
Lisa Tumahai – Deputy Chair  
Dr Judy Lawrence  
Professor James Renwick  
Catherine Leining  
Dr Andy Reisinger  
Dr Tanira Kingi  
Distinguished Professor Steven Ratuva

**Invited Attendees:**

Jo Hendy – Chief Executive  
Anne Jonathan – Executive Assistant  
Gemma Lawson – Senior Board Coordinator and Minute Taker

**Guests:**

Alison Cole – Kaiwhakahaere Matua Māori  
Antonia Burbidge – Manager, Buildings, Industry, Transport and Energy  
Alexandra Aimer-Seton – Principal Analyst, Buildings, Industry, Transport and Energy  
Astrid Nunns - General Manager, Strategy, Engagement and Corporate Services  
Barry Anderson – General Manager, Sector Analysis  
Eva Murray - Principal Analyst, Markets  
Fran Lovell – Manager, Communications and Engagement  
Grant Blackwell – Chief Science Advisor  
Matthew Smith - Principal Analyst, Markets  
Mel Rae – Manager, Emissions Budgets  
Simon Neale – Manager, Markets  
Stephen Walter - General Manager, Emissions Budgets, Adaptation, and Markets  
Stuart Dymond – Chief Advisor, Governance and Executive Support  
Paul Young - Senior Analyst, Emissions Budgets  
Vanessa Chalk- Senior Analyst, Markets  
Zoe Mack- Senior Analyst, Markets

The meeting started at 9.04am on Wednesday 14 December.

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Rod Carr, Judy Lawrence, Andy Reisinger, Tanira Kingi, James Renwick, Catherine Leining, Steven Ratuva, Jo Hendy, Grant Blackwell, Barry Anderson, Alison Cole, Stephen Walter, Stuart Dymond, Gemma Lawson, and Anne Jonathan joined the meeting at 9.04am.

The Board welcomed distinguished professor Steven Ratuva to the Board with a mihi whakatau, opened with a karakia by Tanira Kingi.

Antonia Burbidge, Alexandra Aimer-Seton joined the meeting at 9.40am.

## Agenda Item 1: Welcome

### 1.1 Apologies

- 1.1.1 The Board noted that Tanira Kingi will be absent from early afternoon, and this would be reflected in the minutes.

### 1.2 Review of Interests

- 1.2.1 The Board noted receipt of the *Interests Agenda Memo*, and the *Permissions and Removals Letter*.
- 1.2.2 The Board noted that Lisa Tumahai and Tanira Kingi have interests that overlap with part of Agenda Item 6 and confirmed that they will be excused for that item.
- 1.2.3 The Board noted there were no other conflicts of interest on the meeting agenda.
- 1.2.4 The Board noted the amendments to Judy Lawrence's interests as set out in the *Permissions and Removals Letter*.
- 1.2.5 The Board noted the *Public Interests Register*.
- 1.2.6 The Board noted the following amendments to existing interests (refer to action point 436/2022):
- Nicola Shadbolt's interests would be removed as her time as a Commissioner has concluded.
  - Judy Lawrence noted that the IPCC AR6 interest could be removed, as her engagement has concluded.
  - Rod Carr noted that his interest with the United Nations could be removed as the interest has concluded.
  - Andy Reisinger noted that his interest as an Independent Expert Witness for Crown Law could be removed, as the judgement on the application for judicial review has been issued.
  - Andy Reisinger noted that his interest with the Parliamentary Commissioner for the Environment could be removed as the interest has concluded.
  - Andy Reisinger noted a minor correction to his interest listed as "New Zealand Agricultural Greenhouse Gas Research" – this should be "New Zealand Agricultural Greenhouse Gas Research Centre," and the contract term is to 31 March 2023.
  - Steven Ratuva's interests are to be added.

- 1.2.7 The Board noted that Steven Ratuva had been briefed on the interests process and noted that no interests relevant to the meeting agenda had been identified in the interests or appointments processes to date.

### 1.3 CE Report for noting

- 1.3.1 The *Chief Executive Report: 1 - 30 November 2022* was noted and taken as read.  
1.3.2 The Board noted that there will not be a verbal presentation of this report in the December Board Meeting but that it will be incorporated in the verbal CE report update in February.

*Astrid Nunns joined the meeting at 9.50AM*

### Agenda Item 2: Confirm scope for advice on 2nd Emissions Reduction Plan (ERP) due Dec 2023

- 2.1 The General Manager, Sector Analysis, set out the purpose of the item for the Board.  
2.2 The Board noted the post-Christmas timelines for decisions on the ERP advice for consultation will be short.  
2.3 The Board noted that there will be significant competing pressures on staff and Board time in 2023, and that the Commission has set aside time in late 2023 for a re-analysis and the creation of a final recommendation that is supported by evidence.  
2.4 The Board discussed and provided feedback on the recommendations as set out in the paper.

*James Renwick excused himself from the meeting at 11.15am, as he was feeling unwell*

- 2.5 The Board agreed to the recommendations set out in the *Confirming the scope of the advice on the second emissions reduction plan* paper and noted that future workshops would take place in February 2023.

### Agenda Item 3: Risk Audit Safety and Health (RASH) Committee membership

- 3.1 The Board appointed Lisa Tumahai to the role of RASH Committee Chair.

*Grant Blackwell, Alison Cole, Stephen Walter, Astrid Nunns, Barry Anderson, Antonia Burbidge, Stuart Dymond, Alexandra Aimer-Seton, and Gemma Lawson left the meeting at 11.23am.  
The meeting adjourned from 11.23am until 11.30am*

### Agenda Item 4: CE Performance Review

- 4.1 The Board reviewed the six-month progress report for the Chief Executive's key performance indicators for July to December 2022.  
4.2 The Board reviewed the Chief Executive's performance for the 2022 calendar year.

*Jo Hendy left the meeting at 12:23 pm*

- 4.3 The Board discussed the Chief Executive's performance for the 2022 calendar year.

Tanira Kingi left the meeting at 12.50pm

Jo Hendy, Alison Cole, Barry Anderson, Stephen Walter, and Gemma Lawson joined the meeting at 12.50pm

### Agenda Item 5: General Business

- 5.1. The Board discussed Nicola Shadbolt's farewell.
- 5.2. The Board noted that the judgement on the application for judicial review has been issued, s 9(2)(h) and that the Commission has made a submission on costs.
- 5.3. The Board noted that the Ministry for the Environment is seeking feedback on the final elements of its proposals to improve New Zealand Units market governance and noted that the Commission does not intend to make a submission.
- 5.4. The Board noted that the Commission is aware of and considering the information that might be required regarding the possibility of making a submission on the Climate Change Response (Late Payment Penalties and Industrial Allocation) Amendment Bill (refer to action point 437/2022).
- 5.5. The Board requested that Commission staff prepare a letter to submit on the Resource Management Act reforms and delegated the approval of the letter to the Chair (refer to action point 438/2022).

Lisa Tumahai and Alison Cole left the meeting at 1.07pm

Fran Lovell, Simon Neale, Paul Young, Eva Murray, Matthew Smith, Vanessa Chalk, and Zoe Mack joined the meeting at 1.08pm

### Agenda Item 6: Verbal update on technical analysis for 2024-2028 ETS settings and confirm if any issues with existing settings

- 6.1. The Board noted that Lisa Tumahai and Tanira Kingi had been excused because of interests that overlap with this item.
- 6.2. The Board noted that the remaining Commissioners have confirmed that they had no interests that overlap with this item.
- 6.3. The Board noted that while the interests process for Professor Ratuva is ongoing, no interests relating to this item had been identified through either the interests or appointments processes, and it was confirmed he could participate in this item.
- 6.4. The General Manager, Emissions Budgets, Adaptation & Markets, provided an overview to the Board on the time frames, background and context for the work surrounding the 2024-2028 ETS settings.
- 6.5. The General Manager, Emissions Budgets, Adaptation & Markets, noted that the Government's response to the Commission's advice on NZ ETS unit limits and price control settings is expected to be released shortly.
- 6.6. The General Manager, Emissions Budgets, Adaptation & Markets, noted that the Commission had been given embargoed access before it was made public; that staff wished to share this information with Commissioners; and set out the terms of the embargo including the importance of maintaining the confidentiality of the information due to its market sensitivity.
- 6.7. The Board agreed to this proposal.

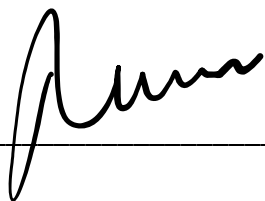
- 6.8 The Markets Team summarised the decision as it relates to the Commission's advice, and the Commission's future work providing advice on ETS settings.
- 6.9 The Board noted and discussed the summary of the Government's response to the Commission's advice on NZ ETS unit limits and price control settings.
- 6.10 The Manager, Communications and Engagement, set out the recommended communications response to the Board.
- 6.11 The Board discussed and agreed to the recommended communications response.
- 6.12 The Board requested that the Commission write a letter to the Minister of Climate Change asking for a meeting to discuss the Government's decision on the ETS Settings. It was agreed that delegation is given to the Chair to approve and send the letter (refer to action point 439/2022).

*Jo Hendy closed the meeting with a karakia.*

*The meeting finished at 1.55pm.*

These minutes have been accepted as a true and accurate record by the Board of the Climate Change Commission.

Signed: \_\_\_\_\_



Date: 21/2/2023

Proactively Released