

30 July 2021

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Personal details removed for
proactive release

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I refer to your email of 30 April 2021 in which you request the following under the Official Information Act 1982 (OIA):

...Wellington's 1168 (referred to in Wellington's 1187 of 27 July 1982, which was released)

Wellington's 1264 (referred to in Apia's 1158 of 13 August 1982, which was released)

Wellington's 1326 (referred to in Apia's 1232 of 1 September 1982, which was released)

A document referred to as Wellington's 22/1/127 in Apia's 1157 of 13 August 1982

Your email of 2 May 2021 confirmed you had already received *Wellington's 1326*. On 28 May 2021, you were advised we were extending the time limit for responding to you by 25 working days, to 5 July 2021.

On 5 July 2021, you were advised that a decision had been made to release information relevant to your request and that this information was in the final stages of preparation and review and would be provided to you as soon as possible. Thank you for your patience while this process was completed.

We have been unable to locate *Wellington's 22/1/127 in Apia's 1157 of 13 August 1982*. Accordingly, that part of your request is refused under section 18(e) of the OIA, as the document requested does not exist or, despite reasonable efforts to locate it, cannot be found.

We have also been unable to locate the document *Wellington 1264*, however we have located a document *Wellington 1284* that we believe is the document you are looking for, and it may have been misnumbered due to a typographical error.

Attached are the documents relevant to your request. We have withheld some portions of the documents provided to you under the following sections of the OIA:

- 6(a): to avoid prejudicing the security or defence of New Zealand or the international relations of the New Zealand Government;
- 6(b): to protect the passing of information from another government on a confidential basis; and

- 9(2)(ba): to protect the supply of confidential information by a third party; and
- 9(2)(a): to protect individuals' privacy.

Where the information has been withheld under section 9 of the OIA, we have identified no public interest in releasing the information that would override the reasons for withholding it.

Please note that we may publish this letter (with your personal details redacted) and enclosed documents on the Ministry's website.

If you have any questions, you can contact us by email at: DM-ESD@mfat.govt.nz. You have the right to seek an investigation and review by the Ombudsman of this decision by contacting www.ombudsman.parliament.nz or freephone 0800 802 602.

Nāku noa, nā



Julie-Anne Lee
for Secretary of Foreign Affairs and Trade

511/418

CONFIDENTIAL 13 AUG 82

FROM WELLINGTON

TO AP 1284 IMMEDIATE

RPTD CANBERRA 2836 IMMEDIATE

~~CONFIDENTIAL~~

PM'S DEPARTMENT

MINISTER OF JUSTICE

MINISTER OF FOREIGN AFFAIRS

JUSTICE

INTERNAL

LABOUR

SOLICITOR-GENERAL

SFA (LGL, SPA, AUS)

URGENT

WESTERN SAMOA : PRIVY COUNCIL DECISION

1. THE RESULT OF THE DISCUSSIONS BETWEEN THE TWO PRIME MINISTERS HAS BEEN THAT A PROPOSAL FOR A COOPERATIVE SOLUTION TO THE PROBLEM CREATED BY THE PRIVY COUNCIL DECISION HAS BEEN PUT TO VA'AI.

2. FOR YOUR OWN INFORMATION, THE ESSENCE OF THE PROPOSAL IS THAT THERE SHOULD BE A TREATY BETWEEN THE TWO COUNTRIES WHICH WOULD PRESERVE THE ABILITY WHICH NEW ZEALAND HAD PRIOR TO THE PRIVY COUNCIL DECISION TO CONTROL IMMIGRATION FROM WESTERN SAMOA, PROTECT THE POSITION OF SAMOANS NOW IN NEW ZEALAND (WHO WOULD BE ENTITLED TO APPLY AT ONCE FOR NEW ZEALAND CITIZENSHIP), AND GIVE TO THOSE SAMOANS COMING HERE WHO, UNDER PRESENT ARRANGEMENTS, WOULD HAVE THE STATUS OF PERMANENT RESIDENTS, THE ADDITIONAL RIGHT TO APPLY AT ONCE FOR NEW ZEALAND CITIZENSHIP.

3. VA'AI, ^{s6(a), s6(b)(i), s9(2)(ba)(i)}
UNDERTOOK TO CONSULT POLITICAL LEADERS IN WESTERN SAMOA AND THEN TO GIVE A RESPONSE TO IT. NO TIME LIMIT WAS SET BUT WE ARE HOPEFUL THAT A WESTERN SAMOAN RESPONSE WILL BE FORTHCOMING IN THE COURSE OF THE NEXT WEEK.

4. THE LEADERS OF THE LABOUR PARTY AND OF THE SOCIAL CREDIT PARTY HAVE BEEN GIVEN A CONFIDENTIAL BRIEFING ON IT. OUR IFT CONTAINS A TRANSCRIPT OF THE COMMENTS THE PRIME MINISTER MADE TO THE PRESS AT THE END OF THE DISCUSSIONS WITH VA'AI.
5. WE SHOULD BE IN A POSITION ON OUR MONDAY TO GIVE YOU A FULL RUNDOWN ON THE TALKS AND THE PROPOSAL THAT FLOWED FROM THEM.

K76609
s9(2)(a)

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

PAGE TWO CONFIDENTIAL 1284 IMMEDIATE

6. FOR CANBERRA:

GRATEFUL IF YOU COULD ADVISE AUSTRALIANS OF THE PROGRESS
MADE SO FAR ^{s6(a), s6(b)(i)}

=

K76609

13/0528Z WLN JHC

~~CONFIDENTIAL~~

COL 1284 2836

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Released under the
Official Information Act

311/6/2011

CONFIDENTIAL 22 JUL 82

FROM WELLINGTON

TO AIA 1168 - IMMEDIATE -

RPTD CANBERRA 2582 - IMMEDIATE -

ALL POSTS U/N - ROUTINE -

URGENT

P/S MINISTER OF IMMIGRATION

INTERNAL

JUSTICE (MCLAY)

CROWN LAW AND PRIME MINISTER'S DEPT (MRS LOW)

SFA (LGL SPA CON AUS)

SECLAB

~~CONFIDENTIAL~~

FROM SECLAB

IMMIGRATION ACTION AS THE RESULT OF THE PRIVY COUNCIL'S
DECISION RELATING TO THE ENTITLEMENT OF WESTERN SAMOANS TO
NEW ZEALAND CITIZENSHIP

s9(2)(a)

FURTHER TO PREVIOUS TELEPHONE CONVERSATION
GRATEFUL YOU IMPLEMENT IMMEDIATELY THE FOLLOWING PROCEDURES
WITH RESPECT TO THE ISSUING OF PERMANENT ENTRY AUTHORITIES
AND TEMPORARY ENTRY AUTHORITIES (VISAS):

A) PROCESSING FOR PERMANENT ENTRY UNDER THE SPECIAL QUOTA
SYSTEM IS TO BE SUSPENDED PENDING DISCUSSION WITH THE
WESTERN SAMOAN GOVERNMENT OF ALL THE IMPLICATIONS OF THE
PRIVY COUNCIL'S DECISION. THIS EXCLUDES NON-QUOTA PERMANENT
ENTRY CASES I.E. MARRIAGE TO A NEW ZEALAND CITIZEN OR PERMANENT
RESIDENT AND FAMILY REUNIFICATION CASES. THESE CASES CAN
BE PROCESSED IN ACCORDANCE WITH PRESENT INSTRUCTIONS.

B) ALL APPLICATIONS FOR TEMPORARY ENTRY AUTHORITIES (VISAS)
ARE TO BE DECLINED EXCEPT FOR THE MOST URGENT, HUMANITARIAN,
MEDICAL OR OTHER COMPELLING REASONS. THE EXCEPTIONS CAN BE
INTERPRETED TO INCLUDE BUSINESSMEN, CHURCH LEADERS (AS
OPPOSED TO CHURCH GROUPS), GOVERNMENT OFFICIALS AND MEMBERS
OF PARLIAMENT ON OFFICIAL DUTIES. ALL OTHER CASES THAT YOU CONSIDER
WOULD WARRANT AN EXCEPTION TO THESE RULES ARE TO BE REFERRED
TO SECLAB.

C) THE PROVISIONS OF THE SOUTH PACIFIC WORK SCHEME AS
IT APPLIES TO WESTERN SAMOAN CITIZENS IS TO BE SUSPENDED.
THIS ALSO APPLIES TO TRAINEES UNDER THE PACIFIC ISLANDS INDUSTRIAL
DEVELOPMENT SCHEME.

s9(2)(a)

~~CONFIDENTIAL~~

K6 8895

WLN 22/9325Z PT

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CONFIDENTIAL PAGE TWO

- D) THE SITUATION REGARDING PRIVATE OVERSEAS STUDENTS WILL BE CLARIFIED AS SOON AS POSSIBLE BUT IN THE MEANTIME NO INDIVIDUAL CASES SHOULD BE APPROVED WITHOUT REFERENCE TO SECLAB.
- E) MULTIPLE PERMANENT RE-ENTRY PERMITS CAN CONTINUE TO BE ISSUED WITHIN THE PRESENT GUIDELINES TO THOSE PERMANENT RESIDENTS OF NEW ZEALAND WHO HAVE TRAVELLED OVERSEAS WITHOUT RE-ENTRY PERMITS. ALL APPLICATIONS FOR TEMPORARY RE-ENTRY PERMITS AND STUDENT RE-ENTRY PERMITS ARE TO BE REFERRED TO SECLAB.

OTHER POSTS

PLEASE REFER ALL APPLICATIONS FOR ENTRY TO NEW ZEALAND (PERMANENT OR TEMPORARY) FROM WESTERN SAMOAN CITIZENS TO THIS OFFICE.

K68895

WLN 22/0328Z PT

~~CONFIDENTIAL~~