

12 June 2024

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OIA 29354

I refer to your email of 13 April 2024 to the Department of the Prime Minister and Cabinet, in which you requested the following under the Official Information Act 1982 (OIA):

- 1. "What sort of MOU's or similar are available for sharing information and intelligence whether in NZ or to a foreign country?"**
- 2. Is there information and intelligence sharing related to foreigners who have been charged, are in prison, on bail or been deported back to their home country, between NZ agencies and foreign countries?*
- 3. Those who are on bail, dual nationals or multiple passport holders, are there ways to prevent kidnapping of children?*
- 4. In preventing people fleeing the country and causing further harm overseas are there capabilities to prevent this?*
- 5. Lastly, when someone has managed to flee the country or committed kidnapping of children, could that be considered and international incident of some form?"**

On 7 May 2024, parts one and five of your request (bolded above) were transferred to the Ministry of Foreign Affairs and Trade (the Ministry).

On 18 May 2024, you agreed to rescope part one of your request to be for "Current treaties where the title or summary references the abduction or trafficking of children".

Regarding part one of your request, agreements between New Zealand and international partners are publicly available on New Zealand Treaties Online (NZTO) website. Therefore, this part of your request is refused under section 18(d) of the OIA, as the information you requested is publicly available.

There are seven treaties currently in force for New Zealand where the title or summary, as recorded in New Zealand Treaties Online, indicates they relate in part or in full to the abduction or trafficking of children. These seven treaties are:

1. Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime Publicly available link:
<https://www.treaties.mfat.govt.nz/search/details/t/1348>
2. International Convention for the Suppression of the Traffic in Women and Children:
<https://www.treaties.mfat.govt.nz/search/details/t/2547>

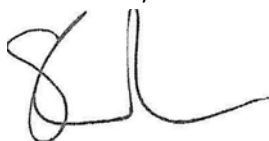
3. Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption: <https://www.treaties.mfat.govt.nz/search/details/t/2022>
4. Hague Convention on the Civil Aspects of International Child Abduction: <https://www.treaties.mfat.govt.nz/search/details/t/1103>
5. Worst Forms of Child Labour Convention, 1999 (ILO No. 182): <https://www.treaties.mfat.govt.nz/search/details/t/3327>
6. Convention on the Rights of the Child: <https://www.treaties.mfat.govt.nz/search/details/t/2805>
7. Optional Protocol to the Convention on the Rights of the Child on the sale of children, child prostitution and child pornography: <https://www.treaties.mfat.govt.nz/search/details/t/422>

Regarding part five of your request, as advised on 18 May 2024, the Ministry has made the assessment that this part of your request is not a request for Official Information, as it requires the Ministry to form an opinion, or to create new information.

Please note that it is our policy to proactively release our responses to official information requests where possible. Therefore, our response to your request (with your personal information removed) may be published on the Ministry website: www.mfat.govt.nz/en/about-us/contact-us/official-information-act-responses/

If you have any questions about this decision, 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



Sarah Corbett
for Acting Secretary of Foreign Affairs and Trade