



NEW ZEALAND
FOREIGN AFFAIRS & TRADE



New Zealand Ministry of
Foreign Affairs and Trade
Ministry Aotearoa

24 October 2018

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Personal details removed for proactive release

I refer to your email of 4 October 2018 in which you request the following under the Official Information Act 1982 (OIA):

*"...The annual cost of providing consular services overseas to New Zealanders? Perhaps in the year leading up to March 20?
Similarly, is it at all possible to please find out if Kiwis are ever transferred back to NZ to serve their sentence or deported back into the country at end of sentence?
If so, is it possible to quantify the number that have been transferred or sent back at the end of sentence in any way? Are there annual totals for this figure?
...double check if the information listed under sentence on the table below (in request email) is actually the possible sentence they could face, i.e. not the sentence passed?
Information regarding the New Zealand citizens currently detained overseas notified to Ministry of Foreign Affairs and Trade Consular staff but up to current date?"*

With respect to your request for the annual cost of the provision of consular services to New Zealanders, the annual cost of the Consular Services output expense is set out in the following table, as taken from Ministry of Foreign Affairs and Trade Annual Reports. Note that this output expense is the total cost of **all** consular services provided by the Ministry of Foreign Affairs and Trade including at our Posts (including relevant staff costs), not only the consular assistance provided to New Zealanders detained overseas. We do not keep a record of the costs on an individual basis or by type of assistance provided.

Financial year	2017/18 \$m	2016/17 \$m	2015/16 \$m	2014/15 \$m	2013/14 \$m	2012/13 \$m
Annual cost of Consular Services output expense¹	20.135	19.779	18.284	18.232	17.542	17.938

New Zealand does not have any prisoner exchange or similar agreements with other countries, and cannot accept the transfer of New Zealanders from overseas prisons to serve sentences in New Zealand prisons. We do not keep statistics relating to the movements of

¹ The provision of consular and notarial services to New Zealanders abroad as at end June 2018

New Zealanders after they have completed prison sentences overseas or whether they are deported back to New Zealand.

Information relevant to your request for details of the New Zealand citizens currently detained overseas notified to the Ministry of Foreign Affairs and Trade is set out as Annex A. Details that could identify individuals, such as name, date of birth and prison name, have been withheld under section 9(2)(a) of the OIA, to protect individuals' privacy.

The sentence listed in the "Sentence" column (Annex A) is the term of detention Ministry officials have been advised the person will face.

Please note that this annex is not a complete and accurate record of all New Zealanders serving terms of imprisonment in overseas prisons. The Ministry holds information on New Zealanders who are being detained overseas only when we are notified of these circumstances and for the purposes of providing consular assistance to those individuals. Some New Zealanders choose not to seek consular assistance from us or we are not notified that New Zealanders are being detained overseas.

We also do not always receive information on the charges laid or length of sentence imposed, and some detainees may not yet have received sentences. The report in Annex A therefore includes a number of items that are 'unknown'. In particular, we do not regularly receive or hold information on the year that crimes are committed, the location the crime is committed, or the first year of the sentence. We do, however, receive information on the date of arrest, the type of sentence and the charges. Where we have this information, we have provided it to you in Annex A.

Details of specific services accessed or requested by each individual would capture information that would impact on the individual's privacy and we are unable to consult with all of the individuals to seek their views on the release of private information. As such, any information on an individual's interaction with consular services and any consular assistance provided to the individual are withheld under section 9(2)(a) of the OIA. Where information has been withheld under section 9 of the OIA, no public interest in releasing the withheld information has been identified that would be sufficient to outweigh the reasons for withholding it.

While we are unable to provide details of services specifically provided to individuals, we can supply information on the range of services we do provide. In particular we:

- advise family of the prison contact details and how they may communicate with the detainee;
- bring any medical or dental problems the detainee may have to the attention of the prison authorities;
- make periodic visits in countries where prison conditions are substantially different from New Zealand conditions, depending on the location of the prison; and,
- take up any justified complaint the detainee may have about ill treatment or discrimination with the prison authorities.

Further information on consular services we provide to New Zealanders detained overseas is provided at www.safetravel.govt.nz/arrest-and-detention. Information on consular services we provide to New Zealanders travelling or living overseas is detailed on www.safetravel.govt.nz. New Zealand citizens living or travelling abroad do not have the right to claim financial assistance from the New Zealand government. For example, if a New Zealander is detained overseas and requires legal services, that cost must be covered by the New Zealander or their family and friends.

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

You have the right under section 28(3) of the OIA to seek a review of this response by the Ombudsman.

Yours sincerely

Personal details removed for proactive release

Wendy Adams
for Secretary of Foreign Affairs and Trade

New Zealand citizens currently detained overseas (5 October 2018)

Country	City/Town	Date of arrest	Charge	Sentence range
Argentina	Buenos Aires	23-Jan-15	Drugs	Unknown or not advised
Australia	Goulburn	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Unknown or not advised	21-Aug-18	Immigration Detention	Unknown or not advised
Australia	Unknown or not advised	19-Jan-18	Multiple Charges	1 - 5 years
Australia	Canberra	17-Aug-18	Multiple Charges	Unknown or not advised
Australia	Yongah Hill	13-Sep-18	Immigration Detention	Unknown or not advised
Australia	Unknown or not advised	2-Aug-18	Immigration Detention	Unknown or not advised
Australia	Perth	9-Sep-18	Immigration Detention	Unknown or not advised
Australia	Sydney	8-Aug-18	Unknown or not advised	Unknown or not advised
Australia	Lithgow	1-Dec-17	Sex Crime	1 - 5 years
Australia	Unknown or not advised	19-Sep-16	Assault	1 - 5 years
Australia	Melbourne	13-Aug-18	Unknown or not advised	Unknown or not advised
Australia	Melbourne	30-Jul-18	Immigration Detention	Unknown or not advised
Australia	Perth	6-Mar-18	Immigration Detention	Unknown or not advised
Australia	Melbourne	6-Jun-18	Immigration Detention	Unknown or not advised
Australia	Perth	31-May-18	Immigration Detention	Unknown or not advised
Australia	Perth	26-Jun-18	Unknown or not advised	Unknown or not advised
Australia	Sydney	23-Jun-18	Sex Crime	Unknown or not advised
Australia	Brisbane	21-Jun-18	Immigration Detention	Unknown or not advised
Australia	Sydney	10-Jun-18	Multiple Charges	Unknown or not advised
Australia	Perth	1-Jan-18	Robbery/Theft/Assault	Unknown or not advised
Australia	Yongah Hill	27-Apr-18	Immigration Detention	Unknown or not advised
Australia	Perth	4-Jun-18	Unknown or not advised	Unknown or not advised
Australia	Perth	1-Jan-18	Unknown or not advised	Unknown or not advised
Australia	Perth	1-Jan-18	Drugs	Unknown or not advised
Australia	Darwin	22-May-18	Aggravated Robbery	5 years
Australia	Perth	16-Mar-15	Other	Unknown or not advised
Australia	Perth	17-May-18	Unknown or not advised	Unknown or not advised
Australia	Brisbane	6-May-18	Immigration Detention	Unknown or not advised
Australia	Sydney	10-May-18	Unknown or not advised	Unknown or not advised
Australia	Sydney	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Sydney	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Sydney	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Melbourne	27-Dec-16	Robbery/Theft	6 - 10 years
Australia	Queensland	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Queensland	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Sydney	20-Mar-18	Assault	1 - 5 years
Australia	Perth	Unknown or not advised	Drugs	1 - 5 years
Australia	Perth	Unknown or not advised	Drugs	1 - 5 years
Australia	Unknown or not advised	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Sydney	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Perth	Unknown or not advised	Assault	1 - 5 years
Australia	Brisbane	30-Mar-18	Unknown or not advised	Unknown or not advised
Australia	Sydney	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Yongah Hill	9-Mar-18	Immigration Detention	Unknown or not advised
Australia	SYDNEY	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Perth	Unknown or not advised	Drugs	Unknown or not advised
Australia	Perth	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Sydney	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Perth	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Sydney	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Sydney	Unknown or not advised	Not Yet Charged	Unknown or not advised
Australia	Sydney	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Christmas Island	22-Nov-17	Immigration Detention	Unknown or not advised
Australia	Sydney	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Perth	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Woodford	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Sydney	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Perth	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Kalgoorlie	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Sydney	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Perth	Unknown or not advised	Drugs	1 - 5 years
Australia	Melbourne	11-Mar-17	Immigration Detention	Unknown or not advised
Australia	Perth	Unknown or not advised	Unknown or not advised	Unknown or not advised
Australia	Adelaide	Unknown or not advised	Unknown or not advised	1 - 5 years
Australia	Sydney	Unknown or not advised	Immigration Detention	Unknown or not advised
Australia	Ararat	Unknown or not advised	Sex Crime	6 - 10 years
Brazil	Sao Paulo	25-Feb-18	Drugs	Unknown or not advised

Brazil	SAO PAULO	28-Jun-16	Drugs	1 - 5 years
Brazil	Rio de Janeiro	10-Jan-15	Sex Crime	11 - 15 years
Cambodia	Unknown or not advised	4-Mar-18	Robbery/Theft	Unknown or not advised
Canada	Unknown or not advised	30-Aug-11	Murder	20 years
China	Foshan City	9-Sep-18	Unknown or not advised	Unknown or not advised
China	Hangzhou	Unknown or not advised	Unknown or not advised	Unknown or not advised
China	Beijing	14-Aug-18	Drugs	Unknown or not advised
China	Unknown or not advised	31-Jul-17	Drugs	20 years
China	Shaoguan	Unknown or not advised	Unknown or not advised	Unknown or not advised
China	Guangdong	11-Apr-17	Drugs	Unknown or not advised
China	Beijing	21-Oct-16	Immigration Detention	Unknown or not advised
China	Unknown or not advised	18-Jul-16	Drugs	1 - 5 years
China	Qingdao	20-Mar-16	Fraud	1 - 5 years
China	Unknown or not advised	9-Jul-16	Unknown or not advised	1 - 5 years
China	Chengdu	23-May-16	Not Yet Charged	Unknown or not advised
China	Unknown or not advised	3-May-16	Fraud	6 - 10 years
China	Guangzhou	8-Nov-14	Drugs	Unknown or not advised
China	Dalian	4-Nov-14	Sex Crime	6 - 10 years
China	Qingdao	1-Apr-14	Fraud	6 - 10 years
China	Fuzhou	16-Oct-13	Other	11 - 15 years
China	Unknown or not advised	6-Jun-13	Fraud	11 - 15 years
China	Shenzen	8-Mar-09	Drugs	Life
China	Guangzhou	25-Dec-07	Drugs	16 - 20 years
Colombia	Valledupar	5-Feb-11	Sex Crime	16 - 20 years
Ecuador	Quito	18-Mar-16	Drugs	1 - 5 years
Guam	Unknown or not advised	Unknown or not advised	Immigration	Unknown or not advised
Indonesia	BALIKPAPAN	31-Oct-16	Drugs	11 - 15 years
Indonesia	Bali	31-Aug-16	Drugs	1 - 5 years
Indonesia	Bali	5-Dec-14	Drugs	11 - 15 years
Japan	Fukuoka	8-Aug-18	Assault	Unknown or not advised
Japan	Tokyo	28-Mar-13	Drugs	6 - 10 years
Japan	Tokyo	29-Aug-14	Drugs	6 - 10 years
Japan	Narita	17-May-11	Drugs	6 - 10 years
Moldova	Unknown or not advised	18-Sep-17	Immigration Detention	Unknown or not advised
Peru	Lima	27-Feb-11	Drugs	6 - 10 years
Philippines	Olongapo City	3-Apr-18	Other	Other
Philippines	Cebu	23-Apr-18	Drugs	Unknown or not advised
Poland	Krakow	7-Sep-17	Sex Crime	Unknown or not advised
Samoa	Unknown or not advised	Unknown or not advised	Fraud	1 - 5 years
Samoa	Apia	2-Oct-16	Fraud	1 - 5 years
Sweden	Stockholm	4-Sep-18	Unknown or not advised	Unknown or not advised
Sweden	Stockholm	Unknown or not advised	Assault	Unknown or not advised
Taiwan	Unknown or not advised	28-Feb-16	Drugs	11 - 15 years
Thailand	Bangkok	15-Sep-18	Drugs	Unknown or not advised
Thailand	Chiang Mai	Unknown or not advised	Unknown or not advised	Unknown or not advised
Thailand	Unknown or not advised	26-Dec-14	Drugs	6 - 10 years
Thailand	Pattaya	1-May-14	Drugs	20 years
Thailand	Bangkok	14-Sep-09	Drugs	20 years
Turkey	ISTANBUL	27-Feb-15	Drugs	11 - 15 years
United Arab Emirates	Dubai	5-May-18	Not Yet Charged	Unknown or not advised
United Kingdom	Manchester	28-Jun-18	Drugs	Unknown or not advised
United Kingdom	London	Unknown or not advised	Robbery/Theft	Unknown or not advised
United Kingdom	London	1-Feb-18	Sex Crime	Unknown or not advised
United Kingdom	London	29-Nov-17	Sex Crime	Unknown or not advised
USA	Unknown or not advised	2-Sep-18	Unknown or not advised	Unknown or not advised
USA	Georgia	1-Sep-18	Multiple Charges	6 - 10 years
USA	Honolulu	12-Sep-18	Multiple Charges	Unknown or not advised
USA	Virginia	22-Jun-18	Multiple Charges	20 years
USA	New York	1-Jun-18	Immigration Detention	Unknown or not advised
USA	Pennsylvania	22-Feb-18	Immigration Detention	Unknown or not advised
USA	Unknown or not advised	13-Oct-17	Multiple Charges	6 - 10 years
USA	New Hampshire	11-Dec-16	Sex Crime	Unknown or not advised
USA	Unknown or not advised	25-Jun-16	Multiple Charges	Unknown or not advised
USA	Missouri	28-Oct-13	Sex Crime	6 - 10 years
USA	Unknown or not advised	4-Apr-11	Sex Crime	16 - 20 years
USA	Florida	20-Sep-02	Sex Crime	Life
USA	New York	2-Jun-09	Murder	20 years
USA	Unknown or not advised	4-Sep-08	Robbery/Theft	11 - 15 years
USA	California	25-Jan-03	Sex Crime	16 - 20 years
Vanuatu	Santo	28-Mar-18	Assault	Unknown or not advised