



## Tackling Unsafe Speeds programme - updated Cabinet paper for cross-party consultation

<b>Reason for this briefing</b>	This briefing paper accompanies a revised version of the <i>Tackling Unsafe Speeds</i> Cabinet paper following departmental consultation. It summarises the key changes made following consultation and outlines proposed next steps.
<b>Action required</b>	Review the attached documents ahead of cross-party consultation recommended to begin in the week of 23 September 2019.
<b>Deadline</b>	27 September 2019
<b>Reason for deadline</b>	To enable cross-party consultation on the proposals before the Cabinet paper is lodged with Cabinet office on 17 October 2019.

### Contact for telephone discussion (if required)

Name	Position	Telephone	First contact
Brent Johnston	Manager, Mobility and Safety	[REDACTED]	✓
[REDACTED]	Senior Adviser	[REDACTED]	
[REDACTED]	Adviser	[REDACTED]	

### MINISTER'S COMMENTS:

<b>Date:</b>	23 September 2019	<b>Briefing number:</b>	OC190911
<b>Attention:</b>	Hon Julie Anne Genter Associate Minister of Transport  Copy to: Hon Phil Twyford Minister of Transport	<b>Security level:</b>	In confidence

### Minister of Transport's office actions

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> <i>Noted</i>        | <input type="checkbox"/> <i>Seen</i>                 | <input type="checkbox"/> <i>Approved</i>            |
| <input type="checkbox"/> <i>Needs change</i> | <input type="checkbox"/> <i>Referred to</i>          |   |
| <input type="checkbox"/> <i>Withdrawn</i>    | <input type="checkbox"/> <i>Not seen by Minister</i> | <input type="checkbox"/> <i>Overtaken by events</i> |

## Purpose of report

1. This briefing accompanies an updated version of the *Tackling Unsafe Speeds* Cabinet paper and Appendix, following departmental consultation. The briefing summarises key changes made following consultation and outlines the proposed timeline of next steps.
2. Clean and tracked change versions of the paper are provided as outlined below.
  - 2.1. Cabinet paper with tracked changes (**Appendix 1**)
  - 2.2. Cabinet paper clean copy (**Appendix 2**)
  - 2.3. Appendix 1 with tracked changes (**Appendix 3**)
  - 2.4. Appendix 1 clean copy (**Appendix 4**).
3. The Cabinet paper and Appendix 1 is provided for cross party consultation, following your review.

## Summary of changes made following departmental consultation

4. On 9 September 2019, officials provided you with a draft *Tackling Unsafe Speeds* Cabinet paper [OC190789 refers]. Officials met with you on 10 September 2019 to discuss this paper.
5. A revised version of the Cabinet paper was sent to your office on 12 September 2019. This version incorporated the feedback received from your office and was circulated for departmental consultation. This process took place from 12 to 19 September 2019.
6. We received feedback from nine agencies through the departmental consultation. We also provided a confidential draft of the Cabinet paper to Local Government NZ (LGNZ) and officials met with LGNZ to discuss the paper. Agencies and LGNZ were generally positive about the Cabinet paper.

### Key changes to the Cabinet paper

7. The table below summarises the key feedback we have received on the Cabinet paper from departments and how we have reflected this in the revised version. A number of comments were minor/editorial suggestions, which have not been included in the table below.
8. None of the amendments to the Cabinet paper change the intent of the proposals.

Feedback	Action taken
<i>Vulnerable users</i> Ministry of Social Development, the Office for Disability Issues and the Ministry of Health requested the paper include more explicit comment on the impact on vulnerable users.	We have clarified in a few sections that safer speed limits are particularly important for vulnerable users who are at greatest risk in the event of a crash.
<i>Consultation on plans</i> The NZTA and Treasury queried whether the new framework involves doubling up of consultation and planning processes.	We have clarified that the planning processes are intended to be aligned and that combined consultation on the plans will be encouraged.
<i>Speed Management Committee repetition</i> The description of the Speed Management Committee was identified as repetitious.	We have made minor amendments to improve the readability of the section describing the Committee and its role.

<p><i>Regulatory framework</i></p> <p>We received a variety of comments seeking clarification on aspects of the regulatory framework</p>	<p>We have made several minor amendments to the regulatory framework section to address these queries.</p>
<p><i>Requirements around schools</i></p> <p>LGNZ, NZTA and Police sought further clarity on the speed limit requirements around schools and how prescriptive they would be.</p>	<p>We have made clarifying amendments to the proposal, including implementation impacts.</p>
<p><i>Approach to safety cameras</i></p> <p>NZTA and Police sought further clarity on the proposed approach to safety cameras.</p>	<p>We have made minor amendments to the safety cameras section to clarify the proposal.</p>
<p><i>Consultation on Tackling Unsafe Speeds</i></p> <p>Police, ACC and the NZTA clarified where their positions on speed limit changes are different to those proposed in the paper.</p>	<p>We have updated the consultation section to include these comments.</p>
<p><i>Treaty of Waitangi implications</i></p> <p>Police and Ministry of Justice did not raise specific concerns but asked whether Treaty of Waitangi implications had been considered.</p>	<p>We have added a section on Treaty of Waitangi implications to the paper.</p>


### Next steps

9. We have proposed the following timeline to ensure the Cabinet paper and Regulatory Impact Analysis are considered by Cabinet by late October 2019, consistent with when you were asked to report back on the proposals:

Step	Dates
Departmental consultation	12 – 18 September 2019
Final draft Cabinet paper provided to you	23 September 2019
Cross-party and Ministerial consultation on Cabinet paper	25 September – 9 October 2019
Regulatory Impact Analysis provided to you	30 September 2019
Ministry finalises changes following cross-party consultation	9 – 13 October 2019
Lodge final Cabinet paper for Cabinet Economic Development Committee	17 October 2019
Cabinet paper considered by Cabinet Economic Development Committee	23 October 2019
Cabinet considers <i>Tackling Unsafe Speeds</i> paper	4 November 2019
[REDACTED]	[REDACTED]

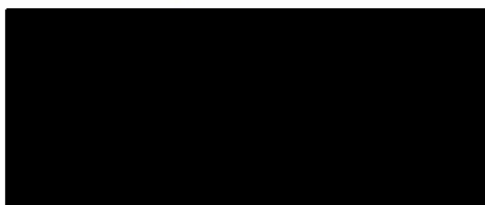
10. A Regulatory Impact Analysis will be sent to you for your consideration on 30 September 2019, following an assessment by the Ministry's Regulatory Impact Analysis Assessment Panel.

*Announcing decisions on Tackling Unsafe Speeds*

11. 
12. Early drafting instructions have been issued to the Parliamentary Counsel Office (PCO). This has enabled PCO to begin drafting the necessary changes to primary legislation required to give effect to the proposals.
13. Following Cabinet decisions, any additional drafting instructions will be issued to the PCO. Drafting instructions will also be issued to the NZTA to begin drafting any necessary changes to the relevant land transport rules.

**Recommendations**

14. The recommendations are that you:
- (a) **note** the changes we have made to the draft *Tackling Unsafe Speeds* Cabinet paper, as shown in **Appendices 1 and 3**
  - (b) **agree** to commence cross-party consultation on the *Tackling Unsafe Speeds* Yes/No Cabinet paper and Appendix 1 (**Appendices 2 and 4**)



Brent Johnston  
Manager, Mobility and Safety

**MINISTER'S SIGNATURE:**

**DATE:**