



Reference: 26-OIAD-007

9(2)(a)

26 June 2026

Tēnā koe 9(2)

Response to your Official Information Act Request

Thank you for your email of 17 June 2026 requesting the following under the Official Information Act 1982 (the Act):

Since 23 November 2023:

How many working groups, advisory groups, reference groups, expert panels, stakeholder groups, or similar bodies administered by your agency have required participants to sign a non-disclosure agreement (NDA), confidentiality agreement, or confidentiality undertaking as a condition of participation?

Please provide the figure for each of:

- 23 November 2023 to 31 December 2023
- 2024
- 2025
- 2026 to date

Please provide any current policy, guidance, or criteria governing when such agreements may be required.

The scope of your request has been interpreted to be for information related to:

- a) the number of advisory or other groups administered by Aroturuki Tamariki that require members to sign a non-disclosure agreement (NDA), confidentiality agreement, or confidentiality undertaking as a condition of participation between 23 November 2023 and 17 June 2026, by year.
- b) policies, guidance or criteria determining when such agreements may be required for groups captured in the first part of this request.

Aroturuki Tamariki | Independent Children's Monitor has interpreted groups, panels or similar bodies 'administered by the organisation' to be those groups that the organisation is required to establish and for which it provides secretariat support. Two groups have been identified as being in scope of part a) of your request: our Māori Advisory group, Te Kāhui, and our Board.

Te Kāhui was established by the Oversight of Oranga Tamariki System Act 2022 on 1 May 2023 to support meaningful and effective engagement with Māori. The Board was established by the Oversight of Oranga Tamariki System Legislation Amendment Act 2025 on 1 August 2025 when Aroturuki Tamariki changed from a departmental agency to an independent Crown entity governed by a three-member board.

Both groups have guidance on the confidentiality of information as set out in their guiding documents which have been interpreted as 'confidentiality undertakings'. Members of both Te Kāhui and the Board are required to uphold and adhere to these confidentiality provisions. Te Kāhui are asked to agree to those provisions when accepting membership invitations, and the Board approve, and agree to follow, the Board Manual. Aside from these provisions, we have not identified any other non-disclosure or confidentiality agreements that are conditions of participation of any groups administered by Aroturuki Tamariki.

In scope of part b) of your request, the following excerpts outline the organisation's guidance and expectations around confidentiality of information in relation to their roles:

section 4 of the Board manual: *members agree to not disclose information: A Board Member who has information in their capacity as a Board Member that would not otherwise be available to them must not disclose that information to any person, or make use of, or act on, that information except as provided in the Crown Entities Act.*

Te Kāhui terms of reference: *Confidentiality and sensitive information: Members of Te Kāhui will treat as confidential all information acquired or received during their term and will maintain this confidentiality even after their membership ends, unless otherwise agreed in writing by the Tumu Whakarae (Chief Executive).*

While these expectations are embedded within each group's guiding documents rather than formal non-disclosure agreements, they operate as clear undertakings that members will protect sensitive information obtained through their participation, including both during their tenure and, where specified, following the conclusion of their term.

You have the right to seek an investigation and review by the Office of the Ombudsman of in relation to this request, in accordance with section 28(3) of the Act. The relevant details can be found on their website at: www.ombudsman.parliament.nz.

Please note that due to the public interest in our work, Aroturuki Tamariki publishes responses to requests for official information on our [OIA responses page](#). If you have any queries about this, please feel free to contact us on info@aroturuki.govt.nz.

Ngā mihi nui



Arran Jones
Chief Executive

Released under the provisions of the Official Information Act (1982)