



COVERSHEET

Minister	Hon Shane Jones	Portfolio	Resources
Title of Cabinet paper	Approval of Secondary Legislation under the Crown Minerals Act 1991	Date to be published	6 October 2025

List of documents that have been proactively released

Date	Title	Author
14 August 2025	Approval of Secondary Legislation under the Crown Minerals Act 1991	Office of Minister for Resources
21 August 2025	Approval of Secondary Legislation under the Crown Minerals Act 1991 LEG-25-MIN-0170 Minute of Decision	Cabinet Office

Information redacted

NO

Any information redacted in this document is redacted in accordance with MBIE's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.

Note the appendices attached to Cabinet paper are being withheld as they have already been publicly released.



Cabinet Legislation Committee

Minute of Decision

This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.

Approval of Secondary Legislation under the Crown Minerals Act 1991

Portfolio

Resources

On 21 August 2025, the Cabinet Legislation Committee:

Commencement of the Tier 3 permit and transitional provisions

- 1 **agreed** to commence, by Order in Council, the Tier 3 permit and transitional provisions introduced within the Crown Minerals Act 1991 (CMA) on 25 September 2025;
- 2 **noted** that the Crown Minerals Amendment Act 2025 (Tier 3 Permits) Commencement Order 2025 will give effect to the decision above;

Regulations under the CMA

- 3 **noted** that in September 2024, the Cabinet Economic Policy Committee (ECO) agreed to amendments to regulations under the CMA covering application, information and royalty requirements, to support the implementation of different Petroleum Exploration Permit application methods and the new Tier 3 permit category [ECO-24-MIN-0219];
- 4 **noted** that ECO agreed to amend the Crown Minerals (Minerals Other than Petroleum) Regulations 2007 to give effect to the mapping standards for minerals permit applications ('mapping standards') for all Tier 3 applications involving land area, so that these applications are accompanied by a map and digital plot in accordance with the standards and provide for accurate spatial positioning of those Tier 3 permits;
- 5 **noted** that during the development of the regulations for the Tier 3 permit category, officials concluded that the mapping standards would be complex to draft and go against the policy intent of streamlining application and reporting requirements for Tier 3 permits to reduce regulatory burden;
- 6 **agreed** to not progress the decision in paragraph 4 above;
- 7 **noted** that in March 2025, the Cabinet Expenditure and Regulatory Review Committee agreed to amend regulations under the CMA to set fees for Tier 3 permits [EXP-25-MIN-0017];

- 8 **noted** in June 2025, the Cabinet Legislation Committee agreed to make consequential changes to the Crown Minerals (Petroleum) Regulations 2007, Crown Minerals (Petroleum Fees) Regulations 2016, Crown Minerals (Minerals Other than Petroleum) Regulations 2007, and Crown Minerals (Minerals Fees) Regulations 2016 as part of the package of regulations required to implement the Crown Minerals Amendment Bill [LEG-25-MIN-0119];
- 9 **noted** that the Regulations in paragraph 12 below will give effect to the decisions in paragraphs 3 to 8 above;

Compliance with empowering provisions for regulations under the CMA

- 10 **noted** the advice of Minister for Resources (the Minister) that the requirements in section 105 of the CMA have been met for the following regulations:
- 10.1 Crown Minerals (Minerals Other than Petroleum) Amendment Regulations 2025;
 - 10.2 Crown Minerals (Minerals Fees) Amendment Regulations 2025;
 - 10.3 Crown Minerals (Petroleum) Amendment Regulations 2025;
 - 10.4 Crown Minerals (Petroleum Fees) Amendment Regulations 2025;
- 11 **noted** the advice of the Minister is the requirements in section 105A of the CMA have been met for the Crown Minerals (Royalties for Minerals Other than Petroleum) Amendment Regulations 2025;
- 12 **authorised** the submission to the Executive Council of the:
- 12.1 Crown Minerals (Minerals Other than Petroleum) Amendment Regulations 2025 [PCO 26776/8.0];
 - 12.2 Crown Minerals (Royalties for Minerals Other than Petroleum) Amendment Regulations 2025 [PCO 26777/6.0];
 - 12.3 Crown Minerals (Minerals Fees) Amendment Regulations 2025 [PCO 27297/12.0];
 - 12.4 Crown Minerals (Petroleum) Amendment Regulations 2025 [PCO 26775/14.0];
 - 12.5 Crown Minerals (Petroleum Fees) Amendment Regulations 2025 [PCO 28219/6.0];
 - 12.6 Crown Minerals Amendment Act 2025 (Tier 3 Permits) Commencement Order 2025 [PCO 28244/4.0];
- 13 **noted** that the Regulations and Commencement Order in paragraph 12 above will come into force on 25 September 2025;

Programmes under the CMA

- 14 **noted** that in September 2024, the Minister provided an update to Cabinet that he would be progressing changes to the Programmes to reflect recent proposed changes to the CMA and undertake public consultation on the changes [LEG-24-MIN-0193];
- 15 **noted** that the Minerals Programme for Petroleum 2025 and the Minerals Programme for Minerals (Excluding Petroleum) 2025 have been updated to reflect the Crown Minerals Amendment Act 2025, historic changes, and to address errors and regulatory inefficiencies;

Compliance with empowering provisions and relevant statutory prerequisites for the programmes under the CMA

- 16 **noted** the advice of the Minister that the requirements in sections 16 to 18 of the CMA have been met for the Minerals Programme for Petroleum Order 2025 and the Minerals Programme for Minerals (Excluding Petroleum) Order 2025;
- 17 **noted** the advice of the Minister that the requirements in sections 64 and 65 of the Legislation Act 2019 have been met for incorporating material by reference in the Minerals Programme for Petroleum Order 2025 and the Minerals Programme for Minerals (Excluding Petroleum) Order 2025;
- 18 **authorised** the submission to the Executive Council of the:
- 18.1 Minerals Programme for Petroleum Order 2025;
- 18.2 Minerals Programme for Minerals (Excluding Petroleum) Order 2025;
- 19 **noted** that the Programmes referred to in paragraph 18 above will come into force on 25 September 2025.

Tom Kelly
Committee Secretary

Present:

Hon David Seymour
Rt Hon Winston Peters
Hon Chris Bishop (Chair)
Hon Paul Goldsmith
Hon Brooke van Velden
Hon Shane Jones
Hon Tama Potaka
Hon Simon Watts
Hon Nicole McKee
Hon Casey Costello
Hon Chris Penk
Hon James Meager
Hon Andrew Hoggard
Stuart Smith, MP
Todd Stephenson, MP
Jamie Arbuckle, MP

Officials present from:

Officials Committee for LEG
Office of the Leader of the House