



COVERSHEET

Minister	Hon Erica Stanford	Portfolio	Immigration
Title of Cabinet paper	Three Cabinet papers are included in this release, titled as shown in the box below	Date to be published	19 March 2026

List of documents that have been proactively released

Date	Title	Author
12 March 2026	Immigration (Enhanced Risk Management) Amendment Bill - Approval for Introduction LEG-26-MIN-0039 Minute	Office of the Minister of Immigration Cabinet Office
25 June 2025	Immigration (Enhanced Risk Management) Amendment Bill: Further Decisions ECO-25-MIN-0093 Minute	Office of the Minister of Immigration Cabinet Office
4 June 2025	Proposed amendments to the Immigration Act 2009: Immigration (Enhanced Risk Management) Amendment Bill ECO-25-MIN-0084 Minute	Office of the Minister of Immigration Cabinet Office
19 February 2026	BRIEFING-REQ-0026795: Immigration (Enhanced Risk Management) Amendment Bill: Final LEG paper and Bill for lodgement	MBIE
5 February 2026	Regulatory Impact Statement: New immigration infringement offences	MBIE
29 January 2026	BRIEFING-REQ-0025726: Immigration (Enhanced Risk Management) Amendment Bill: Draft Cabinet paper and Bill for ministerial consultation	MBIE
4 December 2025	BRIEFING-REQ-0019618: Immigration (Enhanced Risk Management) Amendment Bill: Drafting update and exposure draft feedback	MBIE
31 July 2025	BRIEFING-REQ-0018175: Immigration (Enhanced Risk Management) Amendment Bill – additional drafting decisions	MBIE
17 June 2025	BRIEFING-REQ-0015523: Approval to lodge second Cabinet paper for Enhanced Risk Management Amendment Bill and further policy advice	MBIE
12 June 2025	Regulatory impact statement: Strengthening immigration penalties for non-compliant and exploitative employers	MBIE
10 June 2025	Regulatory impact statement: Modernising and improving information sharing provisions	MBIE
4 June 2025	Regulatory impact statement: Enabling more effective compliance powers for immigration purposes	MBIE
29 May 2025	BRIEFING-REQ-0014611: Draft Cabinet paper for the second set of policy decisions for the Immigration (Enhanced Risk Management) Amendment Bill	MBIE

List of documents that have been proactively released		
Date	Title	Author
28 May 2025	BRIEFING-REQ-0014746: Approval to lodge first Cabinet paper for Enhanced Risk Management Amendment Bill	MBIE
26 May 2025	Regulatory impact statement: Expanding criminal deportation liability	MBIE
	Regulatory impact statement: Clarifying section 150 of the Immigration Act 2009 to prevent asylum claimants who withdrew their claims from applying for further visas	MBIE
21 May 2025	Regulatory impact statement: Limiting humanitarian appeal rights to the Immigration and Protection Tribunal for temporary visa holders	MBIE
15 May 2025	BRIEFING-REQ-0014081: Should the proposed change to section 150 of the Immigration Act apply retrospectively?	MBIE
8 May 2025	BRIEFING-REQ-0013339: Draft Cabinet paper and update following targeted consultation on the Immigration (Enhanced Risk Management) Amendment Bill	MBIE
23 April 2025	BRIEFING-REQ-0013002: Further measures to address the increase in asylum claims	MBIE
31 March 2025	BRIEFING-REQ-0011382: Proposed Immigration (Enhanced Risk Management) Amendment Bill: Objectives, scope and timelines	MBIE

Information redacted	<u>YES</u> / NO
<p>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.</p> <p>Some information has been redacted for the reasons of: International relations, maintenance of the law, privacy of natural persons, confidential advice to Government, commercial sensitivity, free and frank expression of opinions, and legal professional privilege.</p> <p>Some information has also been withheld on the basis that it is not in scope of the Immigration (Enhanced Risk Management) Amendment Bill.</p>	



BRIEFING

Approval to lodge first Cabinet paper for Enhanced Risk Management Amendment Bill

Date:	28 May 2025	Priority:	High
Security classification:	In Confidence	Tracking number:	0014746

Action sought		
	Action sought	Deadline
Hon Erica Stanford Minister of Immigration	Approve the lodgement of the attached Cabinet paper, for discussion at ECO on 4 June 2025	29 May 2025

Contact for telephone discussion (if required)			
Name	Position	Telephone	1st contact
Stacey O'Dowd	Manager, Immigration (Border & Funding) Policy	Privacy of contact	✓
Christine Hyndman	Principal Advisor, Immigration (Border & Funding) Policy	Privacy of contact	

The following departments/agencies have been consulted
The following agencies were consulted on the Cabinet paper: The Departments of Corrections, Internal Affairs and the Prime Minister and Cabinet; the Ministries for Ethnic Communities and Pacific Peoples, the Ministries of Foreign Affairs and Trade, and Justice, and the Treasury.

Minister's office to complete:

- | | |
|---|--|
| <input type="checkbox"/> Approved | <input type="checkbox"/> Declined |
| <input type="checkbox"/> Noted | <input type="checkbox"/> Needs change |
| <input type="checkbox"/> Seen | <input type="checkbox"/> Overtaken by Events |
| <input type="checkbox"/> See Minister's Notes | <input type="checkbox"/> Withdrawn |

Comment



BRIEFING

Approval to lodge first Cabinet paper for Enhanced Risk Management Amendment Bill

Date:	28 May 2025	Priority:	High
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Purpose

To provide you with:

- draft talking points for the discussion at the Cabinet Economic Policy Committee (ECO) meeting on Wednesday 4 June 2025 (**Annex One**).
- a Cabinet paper, *Proposed amendments to the Immigration Act 2009: Immigration (Enhanced Risk Management) Amendment Bill*, for lodgement, seeking agreement to the first set of policy proposals for the proposed Immigration (Enhanced Risk Management) Amendment Bill (the ERM Bill), for discussion at ECO, as above (**Annex Two**).

Recommended action

The Ministry of Business, Innovation and Employment (MBIE) recommends that you:

- a. **Note** that your office circulated the draft Cabinet paper *Proposed amendments to the Immigration Act 2009: Immigration (Enhanced Risk Management) Amendment Bill* for ministerial feedback by Tuesday 27 May 2025

Noted / Discuss
- b. **Note** that the office of the Minister of Foreign Affairs was supportive of the paper, and commented on a minor aspect in one of the Regulatory Impact Statements (RISs), and that no other feedback was received on the paper

Noted / Discuss
- c. **Note** that the final version of the paper has other minor changes, following agency and legal review, and feedback from your office

Noted / Discuss
- d. **Note** that
 - i. draft talking points, to support you at ECO, are attached at **Annex One**
 - ii. the Cabinet paper for lodgement is attached at **Annex Two**

Noted / Discuss

e. **Agree** to lodge the Cabinet paper with Cabinet Office by 10am Thursday 29 May 2025.

Agree / Disagree / Discuss



Stacey O'Dowd
**Manager, Immigration Policy
(Border and Funding)**
Labour, Science and Enterprise, MBIE
..28. / ..05. / 2025..

Hon Erica Stanford
Minister of Immigration

..... / /

A final version of the Cabinet paper is attached for lodgement

1. Your office has completed ministerial consultation on the draft Cabinet paper, *Proposed amendments to the Immigration Act 2009: Immigration (Enhanced Risk Management) Amendment Bill*, which seeks agreement to the first set of policy proposals for the ERM Bill [0013339], and officials have completed agency consultation.
2. The office of the Minister of Foreign Affairs was supportive of the paper, and made a proofreading comment on the attached RIS (which discusses extending deportation liability). The comment recommended removing **International relations**. No other ministerial feedback was received. Following agency and legal review, the final version of the paper attached includes other minor changes, as below:
 - the language has been tightened or edited for clarity in some places
 - at the request of your office, there is more discussion about both the distinction between “absolute” discretion and “ordinary” discretion with regard to the grant of Residence and Reporting Requirements Agreements, and the arguments for substituting “absolute discretion” with “discretion”
 - there is a more detailed financial implications paragraph at the request of the Treasury, although there is no change to the conclusion that there are ‘no direct financial implications’
 - the paper notes that the attached RIS was determined to ‘partially meet’ the quality expectations. (This assessment has been also given to the RISs that will accompany the second Cabinet paper.) The rating arises from heightened expectations of broad consultation on all proposals for legislative change, and how that should be reflected in RISs. We are however comfortable with the extensive targeted consultation with external stakeholders carried out in relation to the Bill’s proposals, and consider we now have a better understanding of how to reflect this fully in future work
 - a reference has been added, in response to feedback from the Ministry for Pacific Peoples, to the very low number of additional individuals that we estimate could be deported to Pacific Island countries
 - the Human Rights section has more specific references to the New Zealand Bill of Rights Act 1990, following feedback from the Ministry of Justice
 - the recommendations relating to deportation liability now set out the tiers and length of residence, to ensure there is sufficient information to guide drafting of the ERM Bill
 - the recommendations now ensure the Bill has the correct priority category in the Legislative Programme (‘for introduction in 2025’).
3. The paper is now ready for lodgement.
4. We have prepared draft talking points to support you in your discussion at ECO, and these are attached at **Annex One**, and the final version of the Cabinet paper for lodgement is attached at **Annex Two**.

Next steps

5. The Cabinet paper should be lodged by 10am on Thursday 29 May 2025. Following ECO’s and Cabinet’s consideration of the proposals, we will work with MBIE Legal to develop drafting instructions for Parliamentary Counsel Office (PCO) as soon as possible.
6. We are separately developing a draft Cabinet paper for the second set of policy proposals for the ERM Bill, and will provide it to you this week [0014764].

7. The key upcoming milestones for the project are set out in the table below:

Table One: Upcoming milestones for the ERM Bill

Date	Milestone
Thursday 29 May 2025	Paper lodged, covering first set of policy proposals
	<i>Draft of Cabinet paper with second set of policy proposals provided for your comment (and agency consultation)</i>
Tuesday 3 June 2025	<i>Feedback to officials on second set of policy proposals</i>
Wednesday 4 June 2025	ECO considers paper covering first set of policy proposals
Monday 9 June 2025	Cabinet confirms paper covering first set of policy proposals
	<i>Ministerial consultation on second Cabinet paper begins</i>
Thursday 19 June 2025	<i>Second Cabinet paper lodged</i>
Wednesday 25 June 2025	<i>ECO considers second Cabinet paper</i>

Annexes

Annex One: Draft talking points for Cabinet Committee

Annex Two: Cabinet paper for lodgement: *Proposed amendments to the Immigration Act 2009: Immigration (Enhanced Risk Management) Amendment Bill*

Annex Two: Cabinet paper for lodgement: *Proposed amendments to the Immigration Act 2009: Immigration (Enhanced Risk Management) Amendment Bill*
