1. Section 123 of the *Right to Information Act 2009* (the RTI Act) establishes the Information Commissioner and Office of the Information Commissioner (OIC). Under the RTI Act and *Information Privacy Act 2009* (IP Act), the Information Commissioner is an independent statutory office holder appointed by the Governor in Council to exercise functions under the RTI Act and IP Act. Such functions include, but are not limited to:
	* responsibility for giving guidance on the interpretation and administration of the RTI Act;
	* investigating and reviewing decisions of agencies and Ministers; and
	* reviewing and reporting on agencies in relation to the operation of the RTI Act and Chapter 3 of the IP Act, including by:
	* monitoring, auditing and reporting on agencies’ compliance with the RTI Act and the IP Act, Chapter 3;
	* advising the parliamentary committee of the statistical information (including statistical information about giving access to information other than on an access application) agencies are to give the commissioner for reports; and
	* publishing performance standards and measures for use in reports under the IP Act.
2. The term of appointment of the current Information Commissioner, Ms Rachael Rangihaeata, end on 30 June 2014.
3. Section 147 of the RTI Act establishes the role of the Right to Information (RTI) Commissioner and provides that the RTI Commissioner is a member of the staff of the OIC.
4. The RTI Commissioner is a deputy to the Information Commissioner, particularly as it relates to the Information Commissioner’s functions under the RTI Act, as delegated by the Information Commissioner.
5. The terms of appointment of the current RTI Commissioners, Ms Jenny Mead and Ms Clare Smith, end on 30 June 2014.
6. Cabinet approved that Ms Rachael Rangihaeata be recommended to the Governor in Council for appointment as Information Commissioner for a term commencing from 1 July 2014 up to and including 30 June 2015.
7. Cabinet approved that Ms Jennifer Mead and Ms Clare Smith be recommended to the Governor in Council for appointment as Right to Information Commissioners for a term commencing from 1 July 2014 up to and including 30 June 2015.
8. Cabinet noted that consultation will occur with the Legal Affairs and Community Safety Committee prior to seeking Governor in Council approval as required by the *Right to Information Act 2009*.
9. *Attachments*
* Nil.