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Transparency International New Zealand (TINZ) is the recognised New Zealand chapter of [Transparency International](#), the global civil society organisation against corruption. TINZ is a not-for-profit incorporated society with charitable status. TINZ is non-partisan and is powered by volunteers. This submission has been compiled by the Executive Director in consultation with Board Member Derek Gill.

Thank you for the opportunity to provide a submission.

Our comments are as follows:

1. General Comment on the Process

We have noted in several of the current consultation sessions that in terms of the IPA2 Spectrum of Public Participation (set out in the DPMC [Good Practice Guide for Community Engagement](#)), this OGP process to develop NAP 5 sits at the level of Consultation, just above Inform, and below Involve, Collaborate or Empower. The OGP Participation and Co-Creation Standards also encourage deeper levels of engagement than is evidenced in the New Zealand NAP5 development. We also note with disappointment the very narrow scope that was set by the government at the very outset of the NAP 5 development process. However, we wish to acknowledge the professionalism of the PSC staff and how they have undertaken their remit within the limits set

2. Specific Commitments and TINZ comments

Commitment 1: Review protected disclosure practice

TINZ Comment: This is an appropriate time to review the protected disclosure practice. The process described seems reasonable, it just could be more.

To Improve it:

Add stretch actions to this commitment e.g.:

- Engage with business representative network (e.g. the OECD NCP group run by MBIE) or IOD to encourage sharing of experiences and learnings.
- Engage civil society/academia/ journalism/business in some form in the community of practice (e.g. regular attendance, perspective attendance)
- PSC work alongside the Ombudsman on this review
- Consider disability-specific enhancements for supporting protected disclosures
- Consider Māori specific sensitivities around protected disclosure

Commitment 2: Develop a Corruption Risk Assessment Tool

TINZ Comment: This is a good initiative, is good to see inclusion of 'risk' and it is good to see engagement with civil society. To improve it:

- Suggest Engage with Internal Auditors and Risk Professionals (e.g. Public Service Lead Internal Auditor, IIANZ and RIMS NZ, Procurement Specialists) as part of the consultation process
- Review of global available tools.
- Embed more collaboration rather than just consultative approach in the tool development.

Commitment 3: Support ethical government – private sector career transitions

TINZ Comment: Pleased to see the scope widen to being movement between government, public service and private sector. To Improve

- Maintain clear definition of corrupt or misconduct-like behaviour in the discussion paper - it's not just movement in and of itself (though volume or timing of movement can be a red flag).
- [Also See OECD Guideline on Post Public Employment](#)

Commitment 4: Explore options to improve transparency of senior leaders' conflicts of interest

TINZ Comment: This is a good integrity initiative. Any discussion does need to highlight the distinct difference and different treatments of 'interests' and conflicts of interests' as they are often confused. To improve:

- Reference to UNCAC is important.
- There are guides available, it would be good to connect with how these are implemented in practice:
- Recommendation of the Council on OECD Legal Instruments OECD Guidelines for [Managing Conflict of Interest in the Public Service](#)
- and World Bank Good Practice Guide [Preventing and Managing Conflicts of Interest in the Public Sector](#).

Submission ends

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