

UNDER

THE INQUIRIES ACT 2013

IN THE MATTER

**A GOVERNMENT INQUIRY INTO OPERATION BURNHAM
AND RELATED MATTERS**

**Memorandum of New Zealand Defence Force providing a list of NZSAS members and
associated personnel who participated in the further operations listed in paragraph 12
of Inquiry Minute No 6**

18 January 2019

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1. In paragraph 12 of Minute No 6, the Inquiry ordered, under s 20 of the Inquiries Act 2013, that the NZDF provide lists of all NZSAS members and associated personnel who participated in the operations referred to in that paragraph. The lists are to be accompanied by statutory declarations on behalf of the NZDF verifying the information provided.
2. In paragraph 13 of Minute No 6, the Inquiry made an interim order forbidding publication of the name or any other particulars of the NZSAS members or associated personnel involved in the matters referred to in paragraph 12 that are likely to lead to their identification. In paragraph 49 of Ruling No 1, the Inquiry made this interim order permanent, subject to variation in the future if circumstances change.
3. On 7 December 2018, the NZDF provided a list of names and details of all NZSAS and associated personnel who participated in the operation relating to Objective Burnham on 21-22 August 2010, and a statutory declaration of Air Marshal Kevin Short, the Chief of Defence Force, in respect of the list provided.
4. In accordance with the Inquiry's orders in Minute No 6, the NZDF is providing, with this memorandum, four documents:
 - (a) Three lists of names and details of all NZSAS members and associated personnel who participated respectively in:
 - (i) The operation in relation to Objective Nova on 2-3 October 2010;
 - (ii) The operation leading to the capture of Qari Miraj and his transfer to the National Directorate of Security facility on 16 January 2011; and
 - (iii) The operation in relation to Abdullah Kalta on 21 November 2012.

- (b) A statutory declaration of Rear Admiral David Colin Proctor, Chief of the Royal New Zealand Navy, verifying the three lists provided.



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18 January 2019