



MP for Mana

Minister of Broadcasting, Communications
and Digital Media

Minister for Government Digital Services

Minister of Commerce and Consumer Affairs

Associate Minister of Housing (Public Housing)

Beth

Email: fyi-request-11574-7650ff57@requests.fyi.org.nz

Dear Beth,

I refer to your e-mail of 1 November 2019 requesting, under the Official Information Act 1982 (**the Act**), the following information:

Any report/email/document provided or produced in regards to consideration of further policy/law changes regarding parking fines by private companies/entities?

Seven documents have been identified as being within scope of your request. I am refusing your request in relation to four of these documents under section 18(d) of the Act, because the information requested is publicly available. The titles of these four documents and the internet links through which they can be accessed are as follows:

- *Land Transport (Wheel Clamping) Amendment Bill: Officials' report to the Transport and Infrastructure Committee:*
https://www.parliament.nz/en/pb/bills-and-laws/bills-proposed-laws/document/BILL_86480/tab/submissionsandadvice
- *Briefing 1 to the Transport and Infrastructure Committee:*
https://www.parliament.nz/en/pb/bills-and-laws/bills-proposed-laws/document/BILL_86480/tab/submissionsandadvice
- *Cabinet paper: Proposals to address problems with wheel clamping:*
<https://www.mbie.govt.nz/dmsdocument/4581-proposals-to-address-problems-with-wheel-clamping-cabinet-paper>
- *Impact summary: Wheel clamping:*
<https://www.mbie.govt.nz/dmsdocument/4583-impact-summary-wheel-clamping>.

The other three documents within scope of your request are:

- *Regulatory framework for private parking enforcement*
- *Presentation on wheel clamping legislation*

- *Private parking enforcement: background and options.*

I am releasing these three documents to you, subject to a redaction of certain information in the document entitled *Regulatory framework for private parking enforcement*, made for the following reason under the Act:

- section 9(2)(b)(ii) – to protect information where its release would be likely unreasonably to prejudice the commercial position of the person who is the subject of the information.

I do not consider that the withholding of this information is outweighed by the public interest in making the information available.

I am also withholding the information provided in Annex 1 of the document entitled *Private parking enforcement: background and options* because the information is outside the scope of your request. In addition, I am refusing your request in relation to Annex 2 of that document under section 18(d) of the Act, because the information requested is publicly available. Annex 2 provides a copy of the *Voluntary Code of Practice for Private Parking Enforcement*. The Code is available at: <https://www.consumerprotection.govt.nz/assets/PDFs/Code-of-Practice-Parking-Enforcement-on-Private-Land.pdf>. The other annex is out of scope of your request.

You have the right under section 28(3) of the Act to seek a review of this response by the Ombudsman. The Ombudsman has an online complaints form at <http://www.ombudsman.parliament.nz/make-a-complaint/make-a-complaint-now/make-a-complaint-online-now>. A complaint can also be made by e-mail at info@ombudsman.parliament.nz or by post at:

The Ombudsman
PO Box 10 152
WELLINGTON 6143

Yours sincerely,



Hon Kris Faafoi
Minister of Commerce and Consumer Affairs