

15 October 2020

Our Reference: IR-01-20-29277

M.R.M

[fyi-request-13530-451ebe2a@requests.fyi.org.nz](mailto:fyi-request-13530-451ebe2a@requests.fyi.org.nz)

Dear M.R.M

I am writing to you in response to your email sent to New Zealand Police on 30 September 2020, which was made pursuant to the Official Information Act 1982 and specifically requested:

*As your responses to-date do not satisfy my original or subsequent information requests, I am again clarifying that I need the following under the Official Information Act:-*

- 1. Copies of legislation, regulation, policy, procedure, guidelines, rules, etc. which relate to and/or cover the subject of New Zealand Police Officers using New Zealand Police issued iPhones to make VOICE RECORDINGS of formal interviews relative to safety and welfare checks on (school going age) children, and that are conducted by New Zealand Police Officers at private homes.*
- 2. Copies of legislation, regulation, policy, procedure, guidelines, rules, etc. which relate to and/or cover the subject of New Zealand Police Officers using New Zealand Police issued iPhones to make VOICE RECORDINGS of formal interviews relative to safety and welfare checks on (school going age) children, and that are conducted by New Zealand Police Officers at private homes ... but which are in specific regard to compliance with all of the requirements of the Privacy and/or Official Information Acts. In particular, how the aforementioned VOICE RECORDINGS must be collected, used, disclosed, stored, and, how requesters are to be given access to such personal information.*

New Zealand Police does not have legislation, regulation, policy, procedure, guidelines, or rules which relate to and/or cover the subject of New Zealand police officers using New Zealand Police issued iPhones to make voice recordings of formal interviews relative to safety and welfare checks on (school going age) children, and that are conducted by New Zealand police officers at private homes. Therefore this part of your request is refused under section 18(e) of the Official Information Act 1982 in that the information requested does not exist.

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## **Police National Headquarters**

180 Molesworth Street. PO Box 3017, Wellington 6140, New Zealand.  
Telephone: 04 474 9499. Fax: 04 498 7400. [www.police.govt.nz](http://www.police.govt.nz)

New Zealand Police also does not have legislation, regulation, policy, procedure, guidelines, or rules in relation to the aforementioned voice recordings but which are in specific regard to compliance with all of the requirements of the Privacy and/or Official Information Acts. There is also no legislation, regulation, policy, procedure, guidelines or rules which relate to how voice recordings must be collected, used, disclosed, stored, and, how requesters are to be given access to such personal information. Therefore this part of your request is refused under section 18(e) of the Official Information Act 1982 in that the information requested does not exist.

As previously advised if you have information to indicate that Police staff are using Police issued iPhones to record interviews that is not in accordance with the Evidence Act 2006 or Evidence Regulations 2007 please get in contact with me at the email address below.

You have the right, under section 28 (3) of the Official Information Act 1982 to ask the Ombudsman to review my decision if you are not satisfied with the way I have responded to your request.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Eric Tibbott', written in a cursive style.

Eric Tibbott  
National Manager  
National Prevention Centre  
[Eric.Tibbott@Police.govt.nz](mailto:Eric.Tibbott@Police.govt.nz)