

4 September 2020

Gerard Byrne

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REF: OIAs 6985, 7018, 7019 & 7020

Dear Gerard

Request made under the Official Information Act 1982

Recently, Waka Kotahi NZ Transport Agency has received four requests under the Official Information Act 1982 from you. Your specific requests and Waka Kotahi's responses are outlined below.

1. Request of 10 August 2020 (ref: 6985):

can you please supply the current positions and current responsibilities held by these three employees from this hearing.

[https://aus01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.employmentcourt.govt.nz%2Fassets%2FDocuments%2FDecisions%2F2019-NZEmpC-187-Byrne-v-NZ-Transport-Agency-jud-](https://aus01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.employmentcourt.govt.nz%2Fassets%2FDocuments%2FDecisions%2F2019-NZEmpC-187-Byrne-v-NZ-Transport-Agency-jud-131219.pdf&data=02%7C01%7Cofficial.correspondence%40nzta.govt.nz%7Ce579b754bd2d45e869eb08d83ca79922%7C7245e48ca9ff4b2898ef05cfa8edb518%7C0%7C0%7C637326038269972144&sdata=btBhpq41SVdrl0tBDVmDDTZQW6YhZhZUfZ3dWXEu4Pc%3D&reserved=0)

131219.pdf&data=02%7C01%7Cofficial.correspondence%40nzta.govt.nz%7Ce579b754bd2d45e869eb08d83ca79922%7C7245e48ca9ff4b2898ef05cfa8edb518%7C0%7C0%7C637326038269972144&sdata=btBhpq41SVdrl0tBDVmDDTZQW6YhZhZUfZ3dWXEu4Pc%3D&reserved=0

their positions at the time were

Lead HR Advisor

Manager, Systems management Northland

Principle Project Manager Northland.

I refuse this request under section 18(h) of the Act as the request is vexatious.

Information is also withheld under section 9(2)(g)(ii) of the Act to maintain the effective conduct of public affairs through the protection of such Ministers, members of organisations, officers, and employees from improper pressure or harassment.

2. Request of 18 August 2020 (ref: OIA-7018):

can you please supply a copy of the itemised receipt of the meeting held by the Northland journey manager at Cafe Narnia on thirtieth June two thousand and fifteen.

Can you please supply the meeting minutes and any memos or emails relating to this meeting.

Can you please also supply the roles of the attendees.

The receipt totaled Two hundred and twenty six dollars and fifty cents.

I refuse this request under section 18(h) of the Act as the request is vexatious.

Information is also withheld under section 9(2)(g)(ii) of the Act to maintain the effective conduct of public affairs through the protection of such Ministers, members of organisations, officers, and employees from improper pressure or harassment.

3. Request of 18 August 2020 (ref: OIA-7019):

can you please provide the latest copy of the Northland systems managers Professional Development Performance review.

Please redact any personal information relating to them.

I refuse this request under section 18(h) of the Act as the request is vexatious. Information is also withheld under the following sections of the Act:

- section 9(2)(a) – to protect the privacy of natural persons
- section 9(2)(g)(ii) – to maintain the effective conduct of public affairs through the protection of such Ministers, members of organisations, officers, and employees from improper pressure or harassment.

4. Request 18 August 2020 (ref: OIA-7020):

can you please supply a copy of the latest Professional development performance of Northland systems Manager complex.

the one that was involved in this case

[https://aus01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.employmentcourt.govt.nz%2Fassets%2FDocuments%2FDecisions%2F2019-NZEmpC-187-Byrne-v-NZ-Transport-Agency-jud-](https://aus01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.employmentcourt.govt.nz%2Fassets%2FDocuments%2FDecisions%2F2019-NZEmpC-187-Byrne-v-NZ-Transport-Agency-jud-131219.pdf&data=02%7C01%7Cofficial.correspondence%40nzta.govt.nz%7C64bcabbeede24e4b1ab308d842f953b2%7C7245e48ca9ff4b2898ef05cfa8edb518%7C0%7C0%7C637332986385648431&data=psiAT5phQ%2B6qX90UoitJgl5r18F%2B9hH98xLvq%2F6ig7M%3D&reserved=0)

[131219.pdf&data=02%7C01%7Cofficial.correspondence%40nzta.govt.nz%7C64bcabbeede24e4b1ab308d842f953b2%7C7245e48ca9ff4b2898ef05cfa8edb518%7C0%7C0%7C637332986385648431&data=psiAT5phQ%2B6qX90UoitJgl5r18F%2B9hH98xLvq%2F6ig7M%3D&reserved=0](https://aus01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.employmentcourt.govt.nz%2Fassets%2FDocuments%2FDecisions%2F2019-NZEmpC-187-Byrne-v-NZ-Transport-Agency-jud-131219.pdf&data=02%7C01%7Cofficial.correspondence%40nzta.govt.nz%7C64bcabbeede24e4b1ab308d842f953b2%7C7245e48ca9ff4b2898ef05cfa8edb518%7C0%7C0%7C637332986385648431&data=psiAT5phQ%2B6qX90UoitJgl5r18F%2B9hH98xLvq%2F6ig7M%3D&reserved=0)

I refuse this request under section 18(h) of the Act as the request is vexatious. Information is also withheld under the following sections of the Act:

- section 9(2)(a) – to protect the privacy of natural persons
- section 9(2)(g)(ii) – to maintain the effective conduct of public affairs through the protection of such Ministers, members of organisations, officers, and employees from improper pressure or harassment.

With respect to the information that has been withheld, I do not consider there are any other factors which would render it desirable, in the public interest, to make the information available.

Under section 28 of the Act, you have the right to ask the Ombudsman to review my decision to withhold some information and to refuse parts of this request. The contact details for the Ombudsman can be located at www.ombudsman.parliament.nz.

If you would like to discuss this response with Waka Kotahi, please contact Ministerial Services by email to official.correspondence@nzta.govt.nz.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Chris Lokum', with a long horizontal flourish extending to the right.

Chris Lokum
General Manager People