



**GOVERNMENT
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12 February 2014

Mr Beau Murrah
fyi-request-1417-5019c8e6@requests.fyi.org.nz

Dear Mr Murrah

Official Information Act Request – Deployment of Deep Packet Inspection Systems and Associated Costs

I refer to your request dated 24 January 2014, in which you requested:

- Confirmation of the deployment of Deep Packet Inspection systems via infrastructure providers, including Chorus, following the passage of the TICS legislation.
- Specific confirmation whether a Deep Packet Inspection system has been deployed in the Dunedin central exchange area via Chorus.
- Costs to date re-imbursed to providers, including Chorus, for the installation of Deep Packet Inspection systems to comply with TICS legislation requirements.

In response to questions one and two, in accordance with section 10 of the Official Information Act 1982 (the Act), I can neither confirm nor deny the existence of the deployment of Deep Packet Inspection systems in New Zealand infrastructure. To do so would likely prejudice the interests protected by section 6(a) of the Act.

In response to question three, by virtue of the response to the previous two questions I am unable to answer question 3 without prejudicing the previous answers. That said, question three appears to be premised on section 115 of the Telecommunications (Interception Capability and Security) Act 2013 (TICSA). The relevant parts of the TICSA for which section 115 apply do not come into force until 11 May 2014.

I am required by section 19 of the Act to advise you that you have the right by way of complaint under section 28(3) to an Ombudsman, to seek an investigation and review of the refusal.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Ian Fletcher', with a stylized flourish at the end.

Ian Fletcher
Director