

18 February 2021

C131027

M P Ross

[XX@XXXXXXXX.XXX.XXX.XX](mailto:XX@XXXXXXXX.XXX.XXX.XX)

Tēnā koe M P Ross

Thank you for your email of 27 January 2021, requesting information about the Waikeria Prison disorder event. Your request has been considered under the Official Information Act 1982 (OIA).

You have requested:

*Following the end of the Dec 2020/Jan 2021 riot and surrender of 16 prison inmates that destroyed the "Waikeria Top Jail";*

- 1. How many of the above inmates were internally charged/reprimanded/lost privileges/conditions etc?*
- 2. What were the specific reprimands/lost privileges/conditions etc in each case?*

Your request for details of any misconduct charges laid against the men involved in the Waikeria Prison incident is declined under the following sections of the OIA:

6(c), making the information available would be likely to prejudice the maintenance of the law, including the prevention, investigation and detection of offences and the right to a fair trial.

9(2)(a), withholding the information is necessary to protect the privacy of natural persons.

As per section 9(1) of the OIA, we have also considered whether there are countervailing public interest considerations favouring the release of the requested information. We do not believe such considerations outweigh the affected people's right to privacy in this case.

- 3. Did any of the 16 rioters having destroyed mattress's (along with the rest of the 'top jail', receive a brand new or improved mattress on relocation to another part of Waikeria Prison or another prison following their riot, destruction, arson and surrender?*

People in prison have a number of minimum entitlements as outlined in section 69 of the Corrections Act 2004. Section 69(1)(b) states that every prisoner has a bed and bedding that is sufficient for warmth, health and reasonable comfort.

I trust the information provided is of assistance. Should you have any concerns with this response, I would encourage you to raise them with Corrections. Alternatively, you are advised of your right to also raise any concerns with the Office of the Ombudsman. Contact details are: Office of the Ombudsman, PO Box 10152, Wellington 6143.

Ngā mihi

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

Robert Jones  
Manager Ministerial Services  
People and Capability