

04/03/2021

Simon Waalkens  
Rice Speir Solicitors  
By email: [Caleb@ricespeir.co.nz](mailto:Caleb@ricespeir.co.nz)

Dear Simon,

**Official information request - Callaghan Innovation IP programme and IP services.**

I refer to your official information request dated 10 February 2021 for the following information:

1. Please share any information Callaghan Innovation has relevant to support or justify a need to provide the Innovation IP programme, "Innovation IP Services" or a similar programme next year.
2. Please advise whether this information has not been made publically available, and if not why not?
3. Does Callaghan Innovation have any information on any specific intellectual property services that New Zealand businesses may benefit from but are not being accessed by New Zealand businesses? If so, why has this information not been made publicly available?
4. Please outline any work performed and information gathered by Callaghan Innovation to assess what Intellectual Property related services already exist in the New Zealand market and how well these services are being accessed by businesses.
5. Does the Innovation IP programme involve Callaghan Innovation selecting Intellectual Property service providers to provide services to New Zealand businesses with those services being co funded by Callaghan Innovation? If so, please explain how Callaghan Innovation is qualified in the interests of New Zealand businesses to select a restricted group of IP service providers from a wider group of IP service providers that may apply to be included in the programme?
6. Has Callaghan Innovation held, at any time, information identifying specific intellectual property related services that may be needed by New Zealand businesses, to support the Innovation IP programme or a similar programme next year being needed? If so, has this information been published, and if not why not?
7. Has Callaghan Innovation made a decision on whether or not it should offer financial support through the Innovation IP programme or similar programme next year if intellectual property service providers in New Zealand offer equivalent services in competition to the programme, whether before the programme next year commences or afterwards? If so, please share the decision.
8. Has Callaghan Innovation already engaged with any Intellectual Property providers to design the programme proposed for next year? If so, please identify these service providers.

The information you have requested is below, however, please note that the OIA only applies to information that is already held by Callaghan Innovation. There is no obligation on Callaghan Innovation to create information in order to respond to a request. Some of the information you are seeking in this OIA request is not held by Callaghan Innovation but would need to be created in order to respond to your request. I am therefore refusing parts of your request under section 18(g) of the OIA, because Callaghan Innovation does not hold any official information on certain parts of those matters.

<p>1. Please share any information Callaghan Innovation has relevant to support or justify a need to provide the Innovation IP programme, "Innovation IP Services" or a similar programme next year.</p>
<p>Please refer to our response to your "Innovation IP review" questions that were sent to you on 10 February 2021 ("<b>February response</b>"). Please refer specifically to our answer to your question 8, as the same response applies.</p>
<p>2. Please advise whether this information has not been made publically available, and if not why not?</p>
<p>No. Regarding any reasons as to "why not" - this is information that does not exist, and would require us to form an opinion to respond (refused under section 18(g)).</p>
<p>3. Does Callaghan Innovation have any information on any specific intellectual property services that New Zealand businesses may benefit from but are not being accessed by New Zealand businesses? If so, why has this information not been made publicly available?</p>
<p>Please refer to the February response (questions 8, 9 and 10). The same response applies.</p>
<p>4. Please outline any work performed and information gathered by Callaghan Innovation to assess what Intellectual Property related services already exist in the New Zealand market and how well these services are being accessed by businesses.</p>
<p>Please refer to the February response (questions 8, 9 and 10). The same response applies.</p>
<p>5. Does the Innovation IP programme involve Callaghan Innovation selecting Intellectual Property service providers to provide services to New Zealand businesses with those services being cofunded by Callaghan Innovation? If so, please explain how Callaghan Innovation is qualified in the interests of New Zealand businesses to select a restricted group of IP service providers from a wider group of IP service providers that may apply to be included in the programme?</p>
<p>Yes, it does. Regarding any explanation as to how Callaghan Innovation may be qualified to do so is - this is not official information, and would require us to form an opinion to respond (refused under section 18(g)) as mentioned above.</p>
<p>6. Has Callaghan Innovation held, at any time, information identifying specific intellectual property related services that may be needed by New Zealand businesses, to support the Innovation IP programme or a similar programme next year being needed? If so, has this information been published, and if not why not?</p>
<p>Please refer to the February response (questions 8, 9 and 10). The same response applies.</p>
<p>7. Has Callaghan Innovation made a decision on whether or not it should offer financial support through the Innovation IP programme or similar programme next year if intellectual property service providers in New Zealand offer equivalent services in competition to the programme, whether before the programme next year commences or afterwards? If so, please share the decision.</p>
<p>Yes. The decision is that Callaghan Innovation should continue to operate the Innovation IP or a similar programme next year.</p>
<p>8. Has Callaghan Innovation already engaged with any Intellectual Property providers to design the programme proposed for next year? If so, please identify these service providers.</p>
<p>No, Callaghan Innovation has not. Intellectual Property providers do not design the programme. Design will be done internally, in consultation with customers and industry providers as and where required.</p>

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz) or freephone 0800 802 602.

Kind regards,



Stefan Korn  
General Manager - Market, Engagement and Experience and Sectors  
**Callaghan Innovation**