



1 August 2022

Matthew Ultee
fyi-request-17910-50f4d080@requests.fyi.org.nz

Ref: OIA-2021/22-1492

Dear Matthew Ultee

Official Information Act request relating to COVID-19 Public Health Response (Protection Framework) Order 2021 - Follow up

Thank you for your Official Information Act 1982 (the Act) request received on 6 July 2022. You requested:

“ANY and ALL CORRESPONDENCE, EMAILS, MEETING MINUTES, MEMOS and or LEGAL ADVICE the GOVT OBTAINED that show it is legal for a NON REGULATED business to use the CVC scheme/system/rules for their CUSTOMERS.”

The requested information showing what is legal for non-regulated businesses is legal advice. I am therefore refusing your request under section 9(2)(h) of the Act, as the withholding of the information you have requested is necessary to maintain legal professional privilege.

Furthermore, as stated in our previous response to your request dated 4 February 2022, the result of the information that you have requested is publicly available in the form of the COVID-19 Public Health Response (Protection Framework) Order 2021 which you can access at the following link:

- <https://www.legislation.govt.nz/regulation/public/2021/0386/latest/LMS563461.html>

In addition to the links provided to you in our response to your request dated 4 February 2022, here is an additional link that may be of interest to you regarding the COVID-19 Vaccination Certificate scheme:

- [Alert Level System and COVID-19 Protection Framework | Unite against COVID-19 \(covid19.govt.nz\)](https://www.covid19.govt.nz/alert-level-system-and-covid-19-protection-framework)

You have the right to ask the Ombudsman to investigate and review my decision under section 28(3) of the Act.

We do not intend to publish this response on the Department of the Prime Minister and Cabinet's website.

Yours sincerely

Ruth Fairhall
**Deputy Chief Executive
COVID-19 Response**