

28 January 2022

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P TSAI

By email: fyi-request-18260-346b9338@requests.fyi.org.nz
Ref: H202200598

Tēnā koe P TSAI

Response to your request for official information

Thank you for your request under the Official Information Act 1982 (the Act) to the Ministry of Health (the Ministry) on 20 January 2022 for:

“Given Brian Tamaki’s very public stance on COVID-19 anti-vaccination and his participation in organising or speaking at multiple public COVID-19 anti-vaccination rallies / protests, I would like to know whether the Ministry of Health has any record of Brian Tamaki (of Destiny Church) receiving the COVID-19 vaccination.

Given the principle of availability, and also the significant public interest (particularly given the attention he has courted himself on this topic and the potential public health consequences of his actions) which I consider outweighs any privacy considerations (only a simple yes/no answer is required), I suggest it would be desirable to make this information available; noting also that any good faith disclosure is immune from civil / criminal actions (OIA section 48).

If Brian Tamaki will be consulted about this request, I also request any response by Brian Tamaki received by the Ministry in relation to this request.”

You have made a request to confirm the COVID-19 vaccination status of another individual which would be in breach of section 34B of the COVID-19 Public Health Response Act 2020, as disclosure would not be for any of the grounds at section 34B(1). Your request is therefore refused in full under section 18(c)(i) of the Act, as the making available of the information requested would be contrary to the provisions of a specified enactment.

The Ministry has not consulted Brian Tamaki regarding this request.

Under section 28(3) of the Act, you have the right to ask the Ombudsman to review any decisions made under this request. The Ombudsman may be contacted by email at: info@ombudsman.parliament.nz or by calling 0800 802 602.

Nāku noa, nā


Phil Knipe
Chief Legal Advisor
Corporate Services