

29 August 2014

Keri Henare

By e-mail to: [fyi-request-1865-b4083239@requests.fyi.org.nz](mailto:fyi-request-1865-b4083239@requests.fyi.org.nz)>

Dear Mr Henare

**OFFICIAL INFORMATION ACT REQUEST 2014/22**

I refer to your request of 31 July 2014 under the Official Information Act 1982 (the Act) requesting the following information regarding all donations protected from disclosure submitted to the Electoral Commission from December 2007 until 29 August 2014:

- 1) The name of the registered political party that was intended to receive the donation
- 2) The amount of the donation in NZ \$\$
- 3) Date that the donation was submitted to the Electoral Commission
- 4) Date that the donation was paid to the party, returned to the donor or paid to the crown
- 5) The number of people who contributed money towards the donation
- 6) The city or region of the donor's street address as well as country if not NZ
- 7) An identifier unique to each donor across repeat donations (e.g: "Donor A" made a donation in 2008 and the same "Donor A" made a donation in 2011. This keeps the identity of the donor anonymous while allowing for patterns to be detected).

In the Electoral Commission's view, Subpart 4 of Part 6A of the Electoral Act 1993 creates a code that overrides the Official Information Act regarding the release of information about donations protected from disclosure. It specifically provides for the information that can be released and makes additional disclosure an offence.

All the information regarding donations protected from disclosure that is able to be disclosed is already available online at the following link: <http://www.elections.org.nz/parties-candidates/registered-political-parties/party-donations/donations-protected-disclosure>

Your request for additional information has therefore been refused under section 18(c)(i) of the Act because making the information available would be contrary to the provisions of a specified enactment.

You have the right under section 28(3) of the Act to complain to the Ombudsman about the decision to withhold information or if you are not satisfied with the response to your request.

Yours sincerely



Robert Peden  
Electoral Commission