

# Hon Dr Ayesha Verrall

Minister for COVID-19 Response  
Minister of Research, Science and Innovation  
Minister for Seniors  
Associate Minister of Health



28 JUL 2022

Erika Whittome  
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Ref: OIA0745

Tēnā koe Erika Whittome

Thank you for your further email of 8 June 2022 to Hon Chris Hipkins, the previous Minister for COVID-19 Response, regarding vaccination, particularly the legal basis for businesses being able to require My Vaccine Pass for entry.

Access conditions to premises based on vaccination status are currently a business decision derived from private property rights rather than from COVID-19 legislation.

Most businesses can limit access to their premise to people with My Vaccine Pass, or similar, as a condition of entry. Businesses can do this as long as:

- it doesn't breach any contractual restrictions (for example in a lease or under a franchise agreement)
- it doesn't breach any law, such as the COVID-19 Protection Framework Order (which prohibits certain places requiring My Vaccine Pass, like supermarkets and pharmacies) or the Human Rights Act 1993.

More information about this can be found here: <https://www.business.govt.nz/covid-19/requiring-my-vaccine-passes-for-entry/>

Thank you for writing.

Nāku noa, nā

A handwritten signature in blue ink, appearing to read 'Ayesha Verrall'.

Hon Dr Ayesha Verrall  
Minister for COVID-19 Response