

8 October 2014

Mr Anthony Jordan  
Via email at: <mailto:fyi-request-2010-ef89ed02@requests.fyi.org.nz>

Dear Mr Jordan

### Official Information Act 1982 – Notification of Time Extension

I refer to your email of 11 September 2014 seeking the following information under the Official Information Act 1982 (“the Act”):

*1/ Please provide part of the act that relates to the following.*

*With reference to the above mentioned e mail, please confirm that given now ACC has Retracted its earlier disclosure and it's been established Dr John Collier did not close his Private Practice in 2008 and remained registered as a Psychiatrist but discontinued to provide services to general public but continues to receive his single source of income by the ACC, has and does this comply with the 'Clinical Psychiatric Services Schedule' and 'Agreement for Services' between ACC and [Vendor] for Organisational Terms and Conditions. In particular drawing your attention to page 1 of 18 in the Master Agreement Schedule 2 (1) 1.1.*

*In short, whereby an 'Independent Professional' receives their Single Source of income by the ACC and no supplement from 'off the street' individuals, is their Role Considered to comply with the following or another reference not mentioned below:*

*“The Vendor is an independent contractor, contracted by ACC to provide the Services described in this Agreement. Nothing contained or implied in this agreement shall be construed as creating and neither Party shall state, imply or do anything to suggest, that this Agreement creates an employer/employee partnership or principal /agent relationship between ACC and the Vendor or any of its proprietors, officers, employees or subcontractors.”*

*2/ Is it policy that the ACC, is not to imply or disclose via either public forum or letter the following that could be seen as 'be construed as creating' 'employer/employee partnership or principal /agent relationship between ACC and the Vendor or any of its proprietors, officers, employees or subcontractors.'*

*3/ Given single source would imply, to a layman at least, an employer/employee relationship, is there another condition in any agreement/contract to not be as contradictory as the above (Where Colliers Olact history is concerned)*

*4/ Please provide information previously declined under the now retracted discloser, dated 25 March 2014 via FYI.org.nz.*

*5/ Please release publicly the information received to the Corporation by myself relating to, any Official Information act inquiry, but excluding FYI.org.nz content and information sent via Ombudsmen's Office. To support the following allegation and unfairness to withhold information.*

...

*6/ Please provide information confirming Dr Collier has or has not been audited in the past fifteen years. And if no audit has been executed, why would the concerns raised via FYI or Media not warrant such a initiative.*

ACC needs an extra 15 working days until 31 October 2014 to consult in order to make a decision on your request. This extension complies with Section 15A of the Act.

I wish to assure you that ACC will do all it can to respond to your request before the new due date, if that is at all possible.

Please contact [GovernmentServices@acc.co.nz](mailto:GovernmentServices@acc.co.nz) if you have any queries regarding this letter.

You also have the right to make a complaint to the Office of the Ombudsman. You can call them on 0800 802 602, 9am to 5pm weekdays, or write to:

The Office of the Ombudsman  
PO Box 10 152  
WELLINGTON 6143

Yours sincerely

*Government Services Team*

**Government Services Team**