

19 September 2022

Tina Marie Kahurangi  
fyi-request-20307-af911df6@requests.fyi.org.nz

REF: OIA-10821

Dear Tina

### **Request made under the Official Information Act 1982**

Thank you for your email of 22 August 2022 requesting the following information under the Official Information Act 1982 (the Act). I will address each of your queries in turn:

*[...] Please provide me with official information & full disclosure showing, detailing, authorising, that the corporation NZTA known as "waka kotahi" are the lawful owners of the whenua of Mt Messenger.*

Land Information New Zealand holds property records such as Titles, Survey plans or other instruments and this information is publicly available at:  
<https://lrs.linz.govt.nz/search/>.

I am therefore refusing this part of your request under section 18(d) of the Act as the information requested is publicly available.

*And provide official information of your whakapapa to Mt Messenger, and documentation that will prove your right to the whenua.*

I am refusing this part of your request under section 18(e) of the Act as the document alleged to contain the information requested does not exist.

*Provide clauses from Te Tiriti o Waitangi, and He Whakaputanga o te Rangatiratanga o Nu Tireni, constitution, that will inform tangata whenua that you have lawful authority to occupy the land in order to cut all the trees down.*

All legislation that applies to Waka Kotahi NZ Transport Agency is publicly available on <https://legislation.govt.nz/>. As such, I am refusing this part of your request under section 18(d) of the Act as the information is publicly available.

*And provide official information of the law, that gives the corporation known as "waka kotahi" the full authority to cut into a living breathing organism, called WHENUA.*

All legislation that applies to Waka Kotahi NZ Transport Agency is publicly available on <https://legislation.govt.nz/>. As such, I am refusing this part of your request under section 18(d) of the Act as the information is publicly available.

*Provide information of the agenda 20/30, or information of the Road & belt project, which tangata whenua have not been consulted about [...]*

Waka Kotahi is not part of the Belt and Road Initiative. I am therefore refusing this part of your request under section 18(g) of the Act as the information requested is not held by Waka Kotahi.

Under section 28 of the Act, you have the right to ask the Ombudsman to review my decision to refuse this request. The contact details for the Ombudsman can be located at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz).

If you would like to discuss this reply with Waka Kotahi, please contact Ministerial Services, by email to [official.correspondence@nzta.govt.nz](mailto:official.correspondence@nzta.govt.nz).

Yours sincerely

A handwritten signature in black ink, appearing to read 'M. Kinvig', with a long horizontal flourish underneath.

**Mark Kinvig**  
National Manager Infrastructure Delivery