

17 November 2022



Laho Jenson

By email: fyi-request-21033-df32b255@requests.fyi.org.nz

Tēnā koe Laho

INFORMATION REQUEST – Allegations against Marty Grenfell

We write in response to your email dated 3 November 2022 in which you requested the following information:

- **I kindly request any and all communications, meeting notes etc regarding TCC CEO Marty Grenfell and alleged abuse behaviour/sexual harassment towards Farm Street Association Chairman Jon Jenner during or after 2019 and any related investigations.**

We have considered your request in accordance with the Local Government Official Information and Meetings Act 1987 (“**LGOIMA**”) and the **Privacy Act 2020** and respond as follows:

The matter of the complaint and subsequent investigation is an employment matter between the Chief Executive Marty Grenfell and the Tauranga City Council. We can advise that a complaint was made about the Chief Executive and as a result an independent investigation by an external party was commissioned. The outcome of the investigation was the complaint was unfounded. We note there has been no allegation of sexual harassment made by Mr Jenner.

The information you request is refused under the following sections of the Privacy Act and LGOIMA:

The Privacy Act 2020 Information privacy principle 11

- 1) *An agency that holds personal information must not disclose the information to any other agency or to any person...*

The LGOIMA:

Section 17 Refusal of Requests

- a) *That, by virtue of section 6 or section 7, there is good reason for withholding the information*

Section 7 Other reasons for withholding official information

- (2) *subject to sections 6, 8, and 17, this section applies if, and only if, the withholding of information is necessary to:*
 - *7(2)(a) protect the privacy of natural persons, including that of deceased natural persons*
 - *(f)(ii) maintain the effective conduct of public affairs through the protection of such members, officers, employees, and persons from improper pressure or harassment.*

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

You have the right to make a complaint about this decision. Information about how to make a complaint is available at www.privacy.org.nz or freephone 0800 803 909.

If you wish to discuss this decision with us, please feel free to contact the writer.

Ngā mihi



Kath Norris
Team Leader
Democracy Services