

3 February 2023

Scott Miller

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Tēnā koe Scott

Your request for official information, reference: HNZ00008727

Thank you for your email on 12 December 2022, to the Ministry of Health. Your request was transferred to Te Whatu Ora Health New Zealand for direct response. You requested the following information under the Official Information Act 1982 (the Act):

“...copies of the following documents referenced in the recently released InPhySec Waikato DHB incident response analysis report:

- *ONE: The “McGrathNicol report on the incident completed for WDHB in February 2022” referenced on page 14.*
- *TWO: The Ernst & Young review delivered to Waikato DHB in December 2021 referenced on page 14.*
- *THREE: The 22 June 2021 internal Waikato DHB report titled “Re-connecting to the Digital Health Ecosystem” referenced on page 39”*

I will respond to each part of your request in turn.

- *ONE: The “McGrathNicol report on the incident completed for WDHB in February 2022” referenced on page 14.*
- *TWO: The Ernst & Young review delivered to Waikato DHB in December 2021 referenced on page 14.*

The requested reports include information regarding Te Whatu Ora Health New Zealand’s cyber security posture and security weaknesses. This information was generated to strengthen Waikato DHB and Te Whatu Ora Health New Zealand’s information security framework. This measure is in place to ensure that patients of the DHB and Te Whatu Ora Health New Zealand are protected from any further breach of their confidentiality and/or misuse of their personal information that may cause material loss.

Disclosure of this information would prejudice the Te Whatu Ora Health New Zealand’s ability to prevent and detect cyber security threats and may also result in exposure of the information to those who may use this information for criminal gain. Cybercriminals monitor for and act upon this type of information. Cybercriminals looking to target the Te Whatu Ora Health New Zealand would benefit from understanding the intricacies of our cyber security posture. This gain or advantage would devastatingly lead to further damage to the healthcare system, impact on the safe delivery of public health services, and further privacy breaches.

Therefore, we are refusing these reports under the following sections of the Act:

- 6(c) - to avoid prejudice to the maintenance of the law
 - 9(2)(ba) - to protect information that is subject to an obligation of confidence where it is in the public interest that confidence over the information be maintained
 - 9(2)(c) - to avoid prejudice to measures protecting the health or safety of members of the public
 - 9(2)(e) - to avoid prejudice to measures that prevent or mitigate material loss to members of the public
 - 9(2)(h) - to maintain legal professional privilege
 - 9(2)(k) - to prevent the use of official information for improper gain or improper advantage
- *THREE: The 22 June 2021 internal Waikato DHB report titled "Re-connecting to the Digital Health Ecosystem" referenced on page 39"*

Please see the requested information attached as **Document 1**. Some information is being withheld under the following sections of the Act:

- 9(2)(c) - to avoid prejudice to measures protecting the health or safety of members of the public
- 9(2)(e) - to avoid prejudice to measures that prevent or mitigate material loss to members of the public
- 9(2)(k) - to prevent the use of official information for improper gain or improper advantage

If you have any questions, you can contact us at hnzOIA@health.govt.nz.

If you are not happy with this response, you have the right to make a complaint to the Ombudsman. Information about how to do this is available at www.ombudsman.parliament.nz or by phoning 0800 802 602.

As this information may be of interest to other members of the public, Te Whatu Ora may proactively release a copy of this response on our website. All requester data, including your name and contact details, will be removed prior to release. The released response will be made available on our website.

Nāku iti noa, nā



Stuart Bloomfield
Interim Chief Data and Digital