

**Extract from JLS Contract with LexisNexis - commenced 21 September 2022**

LexisNexis will only disclose or provide access to Personal Information to Authorised Recipients and all Authorised Recipients will only use that Personal Information for the purposes specified in clause 15 (Privacy).

- Each Participating Agency expressly acknowledges and consents to LexisNexis:
  - a. transferring, disclosing, or otherwise providing access to Personal Information provided by that Participating Agency to Authorised Recipients located outside of New Zealand, to related entities or third parties overseas to the extent required to provide access to, deliver and maintain and service the Products and Service as part of LexisNexis distribution and information technology arrangements; and
  - b. such Authorised Recipients collecting, storing, and using such Personal Information provided by the Participating Agency on servers outside of New Zealand (including, but not limited to, servers located in the United States), but only for the purposes of carrying out activities in support of LexisNexis' obligations under the Agreement.
- LexisNexis undertakes that it and the Authorised Recipients that will have access to Personal Information will comply with the New Zealand Privacy Act 2020 (Privacy Act) along with any further privacy laws applicable to Authorised Recipients under the Agreement.
- Each Participating Agency:
  - a. will only disclose Personal Information about an individual to LexisNexis if necessary for the purposes of the Agreement;
  - b. will comply with the Privacy Act;
  - c. will have obtained all necessary consents or authorisation required under the Privacy Act in respect of any Personal Information provided to LexisNexis such that LexisNexis is able to provide the Products and Service to the Participating Agency in accordance with the Agreement; and
  - d. acknowledges that LexisNexis may use Personal Information obtained by LexisNexis as a result of the Participating Agencies use of the Services in accordance with LexisNexis' privacy policy.
- Each Participating Agency is responsible for ensuring that if a third party is required to disclose Personal Information to LexisNexis for the purposes of the Agreement on that Participating Agency's behalf, or at that Participating Agency's request, such disclosure by the third party complies with the Privacy Act.
- If LexisNexis is required to retain any Personal Information by law:
  - a. the applicable Participating Agency will have taken all steps to ensure that LexisNexis is permitted to do so, and
  - b. on reasonable notice LexisNexis will make such information available for inspection by the applicable Participating Agency and that Participating Agency's auditors.

**Glossary:**

**"Authorised Recipient"** means the Related Companies of LexisNexis and its third-party service providers:

- a. to whom Personal Information may be disclosed by LexisNexis or a Participating Agency for the purposes of enabling LexisNexis to perform its obligations under the Agreement; and
- b. who may be located outside of New Zealand.

**"Related Company"** means a company, whether registered in New Zealand or outside of New Zealand, that otherwise comes within the definition of a related company in the Companies Act 1993.

**"Personal Information"** has the meaning given to that term in section 7 of the Privacy Act 2020.

**"Participating Agency"** means a member of the Syndicate and its permitted assigns and successors and includes the Lead Agency (Ministry of Justice).

Released under the Official Information Act 1982