

11 October 2023

Chris Milne
fyi-request-24245-812740aa@requests.fyi.org.nz

REF: OIA-13721

Dear Chris

Request made under the Official Information Act 1982

Thank you for your email of 26 September 2023 requesting the following information under the Official Information Act 1982 (the Act):

Please provide the cost of installing and renting or purchasing the scaffolding side protection running between the railway line and the sea along the entire length of the Petone-Ngauranga cycleway

The scaffolding side protection fence (Vortok barrier) running along the KiwiRail rail line is being used as a safety system between the Te Ara Tupua project construction site and the KiwiRail tracks.

Vortok barrier is a universal and adjustable rigid barrier system used on rail projects for the safety of people and protection of track assets. It is required for the protection of our onsite workforce alongside an operational rail line with moving trains.

It was purchased by our construction contractors within Te Ara Tupua Alliance with the intention of on selling upon the completion of the project.

As such, we are withholding the costs of the scaffolding running between the railway line and the sea along the entire length of the Petone-Ngauranga cycleway under section 9(2)(j) of the Act as the information is commercially sensitive. This part of the section enables a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).

With respect to the information that has been withheld, I do not consider there are any other factors which would render it desirable, in the public interest, to make the information available.

Under section 28 of the Act, you have the right to ask the Ombudsman to review my decision to withhold this information. The contact details for the Ombudsman can be located at 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.

Yours sincerely

A handwritten signature in black ink, appearing to read 'M.D. Kinvig', with a large, sweeping underline.

Mark Kinvig
National Manager, Infrastructure Delivery