

12 February 2013

David Burgess
fyi-request-707-4daa17b8@requests.fyi.org.nz

Dear David

Request made under the Official Information Act 1982

Thank you for your email of 20 December 2012 requesting the following information under the Official Information Act 1982:

- 1) The names of everyone or every company who has "streamlined" access to the motor vehicle register and can access information on people who have advised the registrar that they do not want their name and address disclosed
- 2) How many times each user has accessed the register
- 3) What data may be disclosed i.e. name, address date of birth, etc
- 4) For each streamlined customer a copy of their application and your notes/emails/meeting minutes etc that show why the decision was made and justifies the decision that their request always outweighs the rights of the individual

To provide background to your request, historically the Motor Vehicle Register (MVR) was a public register and the NZ Transport Agency (NZTA) was obliged to release the name and address of a registered person whenever these details were applied for. This meant that there was no visibility as to why information was being released and how that information was being used. This concerned the NZTA and many members of the public. Subsequently, on 1 May 2011, the Land Transport Act 1998 (LTA) was amended to significantly restrict access to information of registered or previously registered persons.

The LTA (under section 237) now permits the release of information in relation to a specified motor vehicle if:

- the person requesting the information is the person to whom the information relates;
- the disclosure of the information is required for one of the purposes of the MVR:
 - enforcement of the law;
 - maintenance of the security of New Zealand;
 - collection of charges imposed or authorised by an enactment; and
 - administration and development of transport law and policy;
- the information is disclosed according to an authorisation given under section 241 of the LTA; or
- the information may be disclosed under an enactment.

Any person may request information about a registered or previously registered person under section 236 of the LTA, but the Registrar is only permitted to release that information if the information request falls within one of the categories described above.

NZTA's streamlined application process

The NZTA's streamlined application process was established by the NZTA to facilitate applications for MVR information by certain organisations that make a high number of applications falling under the Official Information Act 1982 (OIA). Rather than requiring these organisations to repeatedly make individual applications for information based on the same grounds, the streamlined process enables the NZTA to consider the organisation's grounds for access to the information up front. Once the NZTA has determined that the information may be released under the OIA on the basis that the public interest in disclosure outweighs the individual's right to privacy, the organisation will be given streamlined access to information falling within the scope of the approved application on an ongoing basis.

In response to your first request, please see attachment one.

In response to your second request, please see attachment two which provides the requested information since 1 May 2011 as you have not specified a date period.

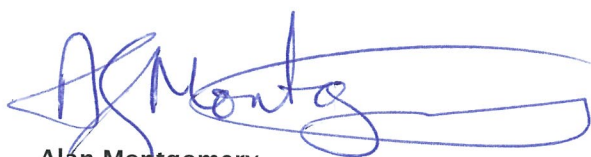
In response to your third request, the type of personal information that may be disclosed according to an approved streamlined application includes the name and address about a person registered or previously registered in respect of a motor vehicle. The following weblink outlines more generally the type of data that can be released:

<http://nzta.govt.nz/vehicle/registration-licensing/information-requesting.html>

I understand that Ellena Crafar, Customer Access, contacted you on 25 January 2013 to refine your fourth request. In response, you have advised that at this stage you simply require the above and therefore I consider this request removed.

Thank you again for writing. If you would like to discuss this reply with the NZTA, please contact Ellena Crafar, by email to info@nzta.govt.nz or by phone on 0800 108 809.

Yours sincerely



Alan Montgomery
Manager, Customer Access
For Chief Executive

Attachment One:

Applicants approved by the NZTA to access registered person details (including opted-out)	
Anstis Enterprises Ltd	Myles & Fairhall Limited
Asset Finance Limited	Majestic Motors Limited
Automotive Direct Limited	MARAC Finance Limited
Avanti Finance Limited	Marcel Motors Limited
Allkar Sales Limited	Mark & Joy Diggelmann Limited
Awapuni Auto Centre Limited	Mayfield Motors Limited
Aztec Motors Limited	Mike King Limited
Barrie Hellyer Motors Limited	Mercedes-Benz Financial Services New Zealand Limited
Bayride Motorcycles Limited	Mosgiel Motor Court Limited
Beacham Limited	Motor Trade Finances Limited
BMW Financial Services New Zealand Limited	Noel Johnston Limited
Brent Tattle Limited	O'Connell Robertson Limited
Blue Star Finance	Orange Motor Company Limited
Carl Johnson Auto Sales Limited	Pace Services Limited
Carnaby Cars 2006 Limited	Pacey Trucks Limited
Cheryl Renouf Limited	Paul A Robinson Limited
Chevron Motor Court (2000) Limited	Pier One Limited
David Ernest Collier obo Collier Sendall Limited	R & Y Mead Limited
IAG NZ LTD	Rare Spares NZ Limited
D.C. Filer Limited	Raynmac Holdings Limited
Dane Matich Limited	Richard S Scott Limited
Dean Paterson Limited	Road and Sport Motor Cycles Limited
Dions Motor Group Limited	Robbie Baxter Autos Ltd
Dobson Scott Limited	Ross Tindle Motors Limited
T.A.S.S Group Limited	Sanko Dallimore Limited
Ezihire Central Limited	Scotts Auto Sales Limited
GE Capital	Select Autos (2006) Limited
Geoff Kenny Limited	Southern Motor Group Limited
Greymouth Car Centre Limited	Tarnica Cars Limited
Hintz Motor Vehicle Traders Limited	Tournament Parking Ltd
Instant Finance NZ Limited	Tower Insurance Limited
John Davidson Limited	Toyota Finance New Zealand Limited
Johnston Hall Limited	Turners Finance Limited
Kaikorai Valley Tradecentre Ltd	Underwood & Wilkins Motor Cycles Limited
Langlands Motorcycles Limited	Vero Insurance New Zealand Limited
Lexus Holdings (1994) Limited	Warwick Cashmore Limited
Lumley General Insurance (N.Z.) Limited	Watts Auto Sales Limited
Motorsports Limited	Shirley Finance Limited

Please note: There are a number of subscribers to the NZ Transport Agency online service, Motochek, who use an interface to their own websites. These are CarJam, Motorweb, Motor Trade Finance, Veda Advantage and Lemon Check.

Applications for access to registered person information must be made by the individual/company who is going to request the information. These companies have then chosen to retrieve the information through one of the interfaces. I have colour coded which applicants use the interfaces:

CarJam = applicants highlighted in purple

Lemon Check = applicants highlighted in orange

Motorweb = applicants highlighted in yellow

Motor Trade Finance = applicants highlighted in green

Veda Advantage = applicants highlighted in blue

In attachment 2 we have supplied the total number of queries for registered person details that have been made through these interfaces. You will see that the approved applicant does not appear, rather the interface user (e.g. Motorweb) as this is who is retrieving the information.

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Applicant	Not Opted-out	Opted-out	Total
Asset Finance Limited	16195	258	16453
Avanti Finance Limited	43594	769	44363
BMW Financial Services New Zealand Limited	15675	286	15961
Carnaby Cars 2006 Limited	963	13	976
Cheryl Renouf Limited	1227	7	1234
Collier – David Ernest	2044	27	2071
Dean Paterson Limited	1251	11	1262
IAG NZ LTD	215931	5414	221345
Information Logistics Company Ltd	47	1	48
Instant Finance Limited	65267	1019	66286
Johnston Hall Limited	409	6	415
Lumley General Insurance (NZ) Ltd	123470	3166	126636
Marac Finance Ltd	78328	1392	79720
Mercedes-Benz Financial Services NZ Limited	31347	403	31750
Mike King Limited	1511	29	1540
Motor Trade Finances Limited	99628	1711	101339
Motorweb Services Limited	11409	198	11607
Myles & Fairhall Limited	537	7	544
Noel Johnston Limited	1333	11	1344
Paul A Robinson Limited	573	8	581
Shirley Finance Limited	246		246
Tass Group Limited	3773	39	3812
Tournament Parking Limited	45196	2027	47223
Tower Insurance Limited	320	45	365
Toyota Finance New Zealand Ltd	95009	518	95527
Veda Advantage (NZ) Limited	2640	232	2872
Vero Insurance New Zealand Ltd	109939	2585	112524
GRAND TOTAL	967862	19143	987005

Please note that any individual can choose to have their personal details 'opted out' from being released. By opting out, it is an instruction to the NZTA that you do not wish your information to be disclosed to a person who has been granted an authorisation without first having your privacy interest considered. Therefore, an organisation holding special authorisation from the NZTA cannot obtain the details of a person who has opted out from having their details made available under such an authorisation.