

29 August 2024

Noah

fyi-request-27942-cee92492@requests.fyi.org.nz

REF: OIA-16110

Dear Noah

### **Request made under the Official Information Act 1982**

Thank you for your email of 7 August 2024 requesting information under the Official Information Act 1982 (the Act) regarding music used on the Drive website. In particular, the music used in the "Preparing for the New Zealand restricted licence test" video.

I will respond to each of your questions in turn below.

*(1) The title and the artist of the track*

The title of the track is 'Drive intro/outro'.

Details regarding the track's artist has been withheld under section 9(2)(a) of the Act to protect the privacy of natural persons.

*(2) Who Waka Kotahi New Zealand Transport Agency obtained the track from*

NZ Transport Agency Waka Kotahi (NZTA) and Accident Compensation Corporation (ACC) worked with the agency *Strategy Creative* to deliver the music as part of a broader project to develop a series of videos for the *Drive* programme.

NZTA and ACC are partner organisations in the Drive programme. Ownership of the track and all intellectual property rights contained are jointly owned by both agencies.

*(3) A high quality audio file of the full length track*

*(4) High quality audio files of any alternate - i.e. shortened - versions of the track*

Neither NZTA nor ACC hold a high-quality audio file of the full length or the shortened length of the track. As such I am refusing your request under section 18(g)(i) as the information requested is not held by us and I have no grounds for believing the information is held by another government department.

*(5) If Waka Kotahi New Zealand Transport Agency is unable to provide a full length audio file or details about the track, further information on how a member of the public could obtain this information*

If you are wanting to use the track for personal and non-commercial purposes, this can be taken directly from the video file that is already located in the public domain.

If you are wanting to use the track for commercial reasons, under the terms and conditions for all Drive content, you will need to first gain permission from NZTA and ACC. To do so, you will need to outline the reasons for the request and the purpose for which you intend to use the track. This information can be sent via email to [drive@nzta.govt.nz](mailto:drive@nzta.govt.nz).

To read more about the terms and conditions of our Drive content, please refer to the below link: <https://drive.govt.nz/about-us/terms-and-conditions>

Under section 28 of the Act, you have the right to ask the Ombudsman to review my decision to withhold information and refuse parts of this request. The contact details for the Ombudsman can be located at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz).

If you would like to discuss this reply with NZTA, please contact Ministerial Services, by email to [official.correspondence@nzta.govt.nz](mailto:official.correspondence@nzta.govt.nz).

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Lauren Cooke', with a stylized flourish at the end.

**Lauren Cooke**  
National Manager, Communication & Marketing