

24 March 2016

Ref: OI/16/00150

Vincent Reid
fyi-request-3630-53919f04@requests.fyi.org.nz

Dear Vincent

Thank you for your request, received on 11 February 2016, for the following information under the Official Information Act 1982 (the Act):

“A copy of any evaluation, review, report on, or audit of the Unitec “Transformation” programme business case undertaken by the TEC. For the purpose of this request, singular nouns also refer to the plural”.

The Tertiary Education Commission (TEC) is releasing three documents: an internal TEC memorandum *Unitec Institute of Technology (Unitec) Application for Consent to Borrow*; the briefing *Unitec Institute of Technology (Unitec) Borrowing Consent Application*; and an aide memoire *Update on Unitec’s Business Transformation Plans*. In compliance with the Act the TEC is withholding information from the documents to:

- protect the privacy of natural persons [section 9(2)(a) of the Act]
- protect information that would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information [section 9(2)(b)(ii)]
- the free and frank expression of opinions by or between or to Ministers of the Crown or members of an organisation or officers and employees of any department or organisation in the course of their duty [section 9(2)(g)(i)]
- enable a Minister of the Crown or any department or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) [section 9(2)(j)].

Redactions are clearly marked in the documents and referenced in the attached table. I am satisfied, in terms of section 9(1) of the Act, that the need to withhold the information referred to above is not outweighed by other considerations that render it desirable, in the public interest, to make the information available.

Please note that paragraph 47 in the Memorandum incorrectly refers to VUW, and the reference to VUW should be taken to refer to Unitec.

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Under section 28(3) of the Act you have the right to complain to the Ombudsman about the TEC's response to your request.

Thank you again for your email and I hope this information is helpful.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Gus Gilmore', with a long horizontal flourish extending to the right.

Gus Gilmore
Acting Chief Executive

Appendix A: Information released under the Official Information Act (1982)

Number	Date	Document Type	Title	Comments
1	17/06/2015	Aide Memoire	Update on Unitec's Business Transformation Plans	Release, with information withheld under sections: 9(2)(b)(ii) 9(2)(j)
2	9/10/2015	Memorandum	Unitec Institute of Technology (Unitec) Application for Consent to Borrow	Release, with information withheld under sections: 9(2)(a) 9(2)(b)(ii) 9(2)(g)(i) 9(2)(j)
3	12/10/2015	Briefing	Unitec Institute of Technology (Unitec) Borrowing Consent Application	Release, with information withheld under sections: 9(2)(a) 9(2)(b)(ii) 9(2)(j)