

26 JUL 2017

Ryan S  
[fyi-request-6107-52ceaf8f@requests.fyi.org.nz](mailto:fyi-request-6107-52ceaf8f@requests.fyi.org.nz)

Dear Ryan

### Official Information Act 1982 request

Thank you for your Official Information Act 1982 (OIA) request of 2 July 2017, requesting information on the Immigration Protection Tribunal (IPT). You have requested:

1. "In the past 12 months how many appeals in total have been Declined, Allowed and Referred to the Minister.
2. In the past 12 months how many appeals have been Declined, Allowed and Referred to the Minister for the Residence Category.
3. In the past 12 months how many appeals have been Declined, Allowed and Referred to the Minister for the Refugee & Protection Category.
4. In the past 12 months please detail the number of Declined, Allowed and Referred for the Minister for each judge individually that sits on the IPT in the Residence Category.
5. In the past 12 months please detail the number of Declined, Allowed and Referred for the Minister for each judge individually that sits on the IPT in the Refugee & Protection Category.
6. Finally what is the oldest (in terms of days) appeal currently held by the IPT.  
(To clarify 4. And 5. This means each judges individual statistics record so how many has Judge X Declined, Allowed and Referred to the Minister in the past 12 months)."

I have responded to your requests below.

#### *Requests 1-3*

The IPT publishes an annual report each year which reports on the number and nature of determinations made by the IPT in the period to which the report relates. The Ministry of Justice (the Ministry) is therefore refusing parts 1 through 3 of your request under section 18(d) of the OIA as the information requested will soon be publically available.

#### *Requests 4-6*

Section 2(6)(b) of the OIA specifies that the OIA does not apply to the judicial functions of a court or tribunal. Information regarding which judicial officer is assigned to a case and the amount of time cases have been held by a court or tribunal registry is considered to be part of the court record.

Accordingly, the Ministry is refusing your request under section 18(g) of the OIA, as we do not hold the information requested and we have no grounds to believe that it is held by another department, Minister of the Crown, organisation or local authority.

If you are not satisfied with my response to your request, you have the right to make a complaint to the Ombudsman under section 28(3) of the OIA. The Ombudsman may be contacted by writing to PO Box 10-152, Wellington.

Yours sincerely



11 Jacquelyn Shannon  
**Group Manager, Courts and Tribunals, Regional Service Delivery**

Ref: 63282