

22 August 2017

Mr Franque F Ordeniza
fyi-request-6374-bc4ca102@requests.fyi.org.nz

Dear Mr Ordeniza

Thank you for your request made under the Official Information Act 1982 (OIA), received on 8 August 2017.

You asked for the following information :

- *How will IRD compute the total hours incurred for the week which will be reported to the Immigration?*

Inland Revenue has no information sharing agreement with Immigration New Zealand. I therefore must refuse your request, pursuant to provisions contained in section 18(e) of the OIA, because the information does not exist.

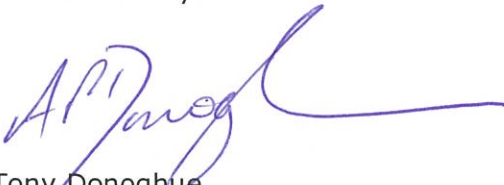
However, I note that from 1 April 2016 new employment standards legislation reinforces employer obligations to keep accurate employment records and produce them when requested by a labour inspector. This means that where an employer and employee agree on a set number of hours they are required to state those hours in an employment agreement. Employers are prohibited from not committing to hours of work, and expecting employees to be available when required, or expecting employees to be available without reasonable compensation.

I suggest that you discuss your employment arrangements with your employer. This will ensure you both agree on the hours you are required to work each week. Inland Revenue has no involvement in these matters.

If you disagree with my decision you have the right, under section 28(3) of the Act, to ask the Ombudsman to investigate and review my decision. The office of the Ombudsman can be contacted at PO Box 10152, The Terrace, Wellington 6143.

Thank you for writing. I trust that my comments are of assistance to you.

Yours sincerely



Tony Donoghue
Manager, Commissioner's correspondence