

Grace Haden

By email: fyi-request-6672-f1d2df71@requests.fyi.org.nz; fyi-request-6701-7566a407@requests.fyi.org.nz; grace@verisure.co.nz

18 October 2017

Dear Grace,

OFFICIAL INFORMATION ACT 1982 REQUEST

1. Since 9 October 2017, you have sent five requests for information to Tāmaki Regeneration Company under the Official Information Act 1982 (“the Act”). There are a total of 33 questions and requests for documentation across these five requests, which have been considered in accordance with the provisions of the Act.
2. The five requests referred to were received by TRC on the following dates:
 - a. 9/10/2017 3:23 PM;
 - b. 9/10/2017 3:58 PM;
 - c. 14/10/2017 5:50 PM;
 - d. 14/10/2017 7:09 PM; and
 - e. 17/10/2017 3:38 PM.

Background and Context

3. The New Zealand Government and the Auckland Council have been attempting to address issues of social and economic deprivation in Tāmaki over an extended timeframe. In 2012, Tāmaki Redevelopment Company Limited was established as a Schedule 4A company under the Public Finance Act by the Crown (59% Shareholder) and Auckland Council (41% Shareholder) to facilitate the regeneration of Tāmaki.
4. For the avoidance of doubt, TRC Legal Group consists of Tāmaki Regeneration Limited (TRL) and Tāmaki Redevelopment Company Limited Group (TRC Group). TRC Group further comprises Tāmaki Redevelopment Company Limited (TRC Parent) and its two subsidiaries Tāmaki Housing Association Limited Partnership (THALP) and THA GP Limited (THAGP).
5. TRC Parent owns 100% of the ordinary shares of TRL; however, Crown controls TRL due to the conditions imposed by the preference shares it has been issued with by TRL. TRC Parent’s brand or trading name is Tāmaki Regeneration Company.
6. On 31 March 2016, all the Housing New Zealand properties in the Tāmaki area were transferred from Housing New Zealand Limited to TRL. From 1 April 2016, TRC has been responsible for both managing the existing and newly built social housing properties in the area through its tenancy management services business, Tāmaki Housing Association, and for leading on housing redevelopment and urban regeneration in Tāmaki.

Decision on Requests

7. I am now of the view that, given you have submitted five requests to TRC in short succession, it is appropriate for the multiple requests to be treated as a single request under section 18A(2) of the Act, for the purposes of deciding whether it is appropriate to refuse the request under section 18(f) on the basis that the information cannot be made available without substantial collation or research.
8. In making this determination, I have considered whether fixing a charge under section 15 of the Act or extending the time limit under section 15A of the Act would enable the request to be granted. I am satisfied that neither approach would result in TRC being able to grant the request.
9. Therefore, your request is refused in accordance with section 18(f) of the Act.

Next Steps

10. My decision to refuse your request in no way limits your ability to submit future requests to TRC, which would be considered in accordance with the Act. You are also entitled to seek an investigation and review of my decision by the Ombudsman, pursuant to section 28(3) of the Act.
11. It is my belief that a central premise contained within your multiple requests was your apparent confusion about TRC's company structure and the relationship between the various legal entities. I trust that the information set out in the Background and Context section of this letter has been useful.
12. If it would be helpful to you, I would be happy to provide additional information about TRC's company structure, by way of a summary document and directing you to information that is already available on this subject. Please let me know if you would be interested in receiving such a document or direction and I would be happy to arrange it.
13. Alternatively, I would be happy to meet with you to discuss the questions that you have about TRC's legal company structure, along with an explanation of the form and function of the organisation. If this is something that you would be interested in, then I would be happy to work with you to arrange a mutually suitable date.

Yours Sincerely,



Kris Lal
External Relations Manager
Tāmaki Regeneration Company