

24 November 2017

Joss J.

fyi-request-6767-5f76ebc7@requests.fyi.org.nz

Dear Joss J.

I refer to your request under the Official Information Act 1982 (OIA), dated 29 October 2017, for the following information relating to the TVNZ Archive.

1. Please supply the dates of these meetings [in relation to MoU Schedule 4, clause 7.1] in 2015, 2016 and 2017, a list of attendees and/or job titles and the resulting policies and/or schedules for the ongoing copying of the TVNZ Archive collection in each 12-month period.

I refuse this portion of your request under section 18(g) of the OIA as the information requested is not held by the Ministry of Culture and Heritage (Ministry). To date, these meetings have not taken place, and instead Ngā Taonga Sound & Vision (Ngā Taonga) has provided updates on progress, including the work it undertook to establish a digitisation workflow at Avalon, as part of its standard accountability reporting and discussions with the Ministry.

2. Please supply the actual number of TVNZ Archive items that were digitised by Ngā Taonga in each year, against the numbers committed to in the MoU. The MoU states 1,000 TVNZ Archive items to be digitised in 2014/15; 3,000 in 2015/16; 3,000 in 2016/17; 3,000 in 2017/18.

	2014/15	2015/16	2016/17	2017/18	TOTAL
# of Titles Digitally Preserved	0	504	1,360	275*	2,139*
Target from MoU	1,000	3,000	3,000	3,000	

**as at 15 November 2017*

3. Please supply the actual number of TVNZ Archive items that were made available online by Ngā Taonga each year (either to approved users or on Ngā Taonga's website) against the numbers committed to in the MoU. The MoU states 500 TVNZ Archive items to be online in 2014/15; 2,000 in 2015/16; 3,000 in 2016/17; 4,000 in 2017/18. Please also supply a list of "approved users" that were able to stream the items (as noted in clause 7.2).

Nil. In order to make digitally preserved titles available online, Ngā Taonga requires an Online Catalogue entry to 'attach' the digital file to, and to enable website visitors to search for and discover the material. To date, agreement has not been reached with TVNZ about what information from the TVNZ Archive database can be made available online, as some of the information in the catalogue is commercially sensitive.

However, there are 920 titles from the TVNZ collection available on the New Zealand On Screen website www.nzonscreen.com.

The list of “approved users” comprises: the Ministry for Culture and Heritage, Department of Internal Affairs, Ngā Taonga, NZ On Screen and Sign DNA. Māori television broadcasters are also able to access Māori television archival material on a cost recovery basis, if the primary purpose of the programming is the promotion of Māori language and culture.

4. For all of the TVNZ Archive items made available online by Ngā Taonga between 1 August 2014 – 30 June 2017 please supply the internet URLs by which I can access the content.

I refuse this portion of your request under section 18(g) of the OIA, as the Ministry for Culture and Heritage does not hold this information.

5. Please supply the total number of TVNZ Archive items digitised by Ngā Taonga that were freely available on the internet at 30 June 2016.

Please refer to the answer for question 3. A breakdown of titles available on NZ On Screen at a particular date is not available, only the total.

6. Please supply the total number of items identified as containing “Significant Māori material” (Schedule 4, clause 9) in the TVNZ Archive material that have been digitised by Ngā Taonga under this MoU, and also the total number of those items that are now available freely online.

I refuse this portion of your request under section 18(g) of the OIA, as the information is not held by the Ministry. The relevant clauses in the MoU relate to the appropriate use of, and access to, collection items with significant Māori content. It does not establish an expectation that these titles would be measured or quantified separately from the collection as a whole.

As noted in response to your third question, Māori television broadcasters are allowed to access material for broadcast in programmes promoting Māori language and culture, on a cost recovery basis.

7. Please supply the URL of where I can find the TVNZ Archive database online, and list the dates Ngā Taonga have updated the information during the period 2014-2017.

Ngā Taonga is working with TVNZ to agree what information from the database may be published online, taking into account that proprietary information belonging to TVNZ is included in the database.

While the contract that Ngā Taonga has with TVNZ (and the MoU between Ngā Taonga and the Ministry) allows Ngā Taonga to publish the catalogue online, there are still some unresolved matters about which specific fields from the original TVNZ catalogue Ngā Taonga is able to publish online. While Ngā Taonga may have the legal right to publish the catalogue online, it also has a moral obligation to respect TVNZ’s commercial imperatives, and to work in partnership with TVNZ to reach agreement. It

is also a key element of the Kaupapa of Ngā Taonga to work in partnership, and to strive for agreement, rather than relying solely on legal rights at the expense of moral/ethical considerations.

The Ministry understands that Ngā Taonga updates the database on a weekly basis, and more frequently when required due to known changes.

8. Please specify what actions (if any) that the Ministry have taken to ensure Ngā Taonga adheres to the outputs and outcomes specified in this MoU.

The Ministry monitors Ngā Taonga's performance, including its outputs and outcomes, through an agreed monitoring framework, with reference to relevant legislation and best practice guidance issued by the Treasury, State Services Commission and the Office of the Auditor-General.

The framework includes regular performance reporting by Ngā Taonga, with reference to the outputs and outcomes specified in its MoU. The Ministry required Ngā Taonga to develop a new Strategic Plan shortly after the transfer of the TVNZ collection, and that Strategic Plan, consulted upon widely, included new key performance indicators which formed the basis of the reporting framework.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Yours sincerely



Chris Jones
Manager, Sector Performance

