

26 October 2018

K I Davis

Via email: mailto:fyi-request-8565-dacd8cdd@requests.fyi.org.nz]

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Dear K I Davis

Official Information Act (the Act) request OIA1819-0119

Thank you for your Official Information Act 1982 (Act) request which was received by the Department of Internal Affairs (Department) on 27 August 2018.

You requested the following information:

- 1. The acknowledgment letter between the DIA and Nga Taonga Sound and Vision regarding the expanded use of the Avalon facility (noted in Brendon Davies's email of 9 April 2018, titled "Avalon MOU renewal"). If the MOU with the Ministry for Culture and Heritage relating to the Avalon facility has changed from that signed in 2014 could you please include that too.*
- 2. All official information that the DIA holds relating to Nga Taonga building a second repository at the Avalon facility.*
- 3. All official information that the DIA holds from January 2018 onwards relating to Nga Taonga's occupancy or potential occupancy of any other facility owned by the Crown and operated by the DIA.*

On 24 September 2018, I provided the Department's decision on the first and second parts of your request and on 12 October 2018. I informed you of the Department's decision on the third part of your request.

I am now writing to advise that the documents are ready to be released to you in part, with some information withheld in accordance with the following provisions of the Act:

- s9(2)(a) in order to protect the privacy of natural persons;
- s9(2)(b)(ii), in order to prevent prejudice to the commercial position of an organisation;
- s9(2)(f)(iv) in order to maintain the constitutional conventions for the time being which protect confidentiality of advice tendered by Ministers of the Crown and Officials;
- s9(2)(g)(i) in order to maintain the effective conduct of public affairs through the free and frank expression of opinions;
- s9(2)(j) of the Act, in order to enable the Department to carry out negotiations

without prejudice or disadvantage;

Some out of scope information has also been redacted. All redactions are annotated in the attachment with their corresponding withholding grounds.

As previously advised, some documents were also withheld in full under the following provisions of the Act. This refers to Legal advice sought by the Department and to floor plans of facilities.

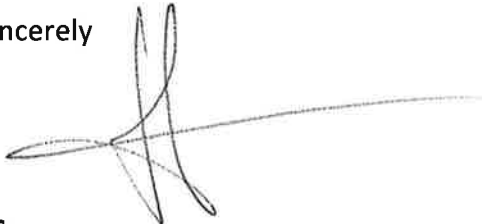
- s9(2)(h) in order to prevent prejudice to legal professional privilege; and
- s9(2)(k) in order to prevent the disclosure or use of official information for improper gain or advantage;

A table listing the information that is within the scope of your request is attached as Appendix A, including where redactions have been applied to documents released. The documents for release are attached as Appendix B and C. Where almost all of the information in a document fell outside of the scope of your request, we have included excerpts from the documents and they are attached as Appendix D.

If you have any feedback or questions in relation to this response, please let us know at OIA@dia.govt.nz.

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

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Harley Spence
General Manager Property
Shared Services Branch