

20 December 2018

Our Reference: IR-01-18-16744

Mr Mark Hanna  
[fyi-request-9074-e4cc3cfd@requests.fyi.org.nz](mailto:fyi-request-9074-e4cc3cfd@requests.fyi.org.nz)

Dear Mr Hanna

I am writing to you in response to your request submitted 19 November 2018. You requested:

*Please release the following information:*

- 1. TOR data for the 1 January - 30 June 2018 reporting period, in the same format as was released for the July-December 2017 reporting period (ref IR-01-18-5190).*
- 2. The number, and percentage, of the total set of TOR events in this period that have completed the review process. For example, in the data for July-December 2017 released in August 2018 it was reported that there were 2,402 completed TOR events in the TOR database, which amounted to 93% of all TOR events in the TOR database during that period.*
- 3. If possible, please specify for each event whether or not it has completed the review process. I understand that NZ Police has produced some recoded fields in previous releases, but I'm not sure if this particular information can be easily extracted. If it would make the request significantly more difficult or time-consuming, I would be happy for this part to be excluded.*

*Please also explain any relevant caveats that should be kept in mind when analysing this information.*

*Please provide all information, including the response letter, in an accessible, searchable format. Please provide the TOR data in a machine-readable format such as CSV or XSLX. I'd be happy if the XSLX format that has been used to release this data previously is used again.*

My response is outlined below:

I have considered your request and have concluded that the work that goes into releasing complicated raw data such as you have requested and received on two occasions previously is very time consuming. Based on the last two occasions where Police have provided this data for you the time before peer review process is 10 – 12 hours of work preparing the data – which has to be redacted and partly recoded. Furthermore, even when

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## **Police National Headquarters**

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provided, this type of raw data is difficult to understand without the necessary historical, operational, and policy knowledge. New Zealand Police has a team of specialist analysts who work with this data on a routine basis, and understand it well.

Owing to the amount of time it takes to provide the data I have decided to implement a charge for your request on this occasion, as per Ministry of Justice guidelines (<https://www.justice.govt.nz/assets/Documents/Publications/1982-Official-Information-Act-charging-guidelines.pdf>). These state that time spent by staff searching for relevant material, abstracting and collating, copying, transcribing and supervising access, where the total time *is in excess of one hour*, may incur a charge.

Based on the amount of time it has taken Police to prepare your two previous requests for the same information from an earlier time period, the likely time taken to respond to your current request is estimated at between 10-12 hours work. Using the Ministry of Justice guidelines (Justice Ministry OIAS charging guidelines) @ \$76 per hour (with the first hour free) this would equate to a cost between \$684 and \$836.

However, should you have specific questions, our analysts may be able to answer those more quickly, and we will consider those in accordance with Official Information Act 1982 guidelines.

New Zealand Police now produces TOR data in the form of a calendar year annual Use of Force report. The annual report covering 2018 will likely be published by April 2019.

You have the right, under section 28(3) of the Official Information Act 1982, to ask the Ombudsman to review my decision if you are not satisfied with the way I have responded to your request.

Yours sincerely



Superintendent Chris Scahill  
**National Manager: Response and Operations**

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