

23 January 2019

JAC Preston
fyi-request-9189-d1f130c0@requests.fyi.org.nz

Dear Mr Preston

Request for information

I refer to your Official Information Act 1982 (OIA) request dated 4 December 2018 where you requested the following:

“all outgoing communication between Southern Response, its board, executive team, and any employees, and Thompson & Clark. Specifically I request copies of all emails sent from Southern Response to the domain tcil.co.nz. I request all emails from April 2012 through June 2018 which were sent to the domain tcil.co.nz.”

In conjunction with the release of the State Services Commission Inquiry Report, on 18 December 2018 Southern Response proactively released all information it had provided to the Inquiry, including correspondence between it and Thompson & Clark up to and including 16 November 2017.

This information can be found at: <http://southernresponse.co.nz/docman/ssc>

Communication to TCIL during the period from April 2012 through 16 November 2017 that is publicly available has not been included with your current request (section 18(d) of the OIA).

In response to your request, we enclose:

- all emails sent from Southern Response to the domain tcil.co.nz in relation to OIA consultation during the period from April 2012 through 16 November 2017¹; and
- all emails sent from Southern Response to the domain tcil.co.nz from 17 November 2017 through June 2018

Duplicated information has been deleted from the files enclosed.

Certain information within the enclosed materials has been withheld pursuant to the following sections of the OIA:

- section 18(d) – the information is publicly available;
- section 9(2)(a) – withholding the information is necessary to protect the privacy of natural persons, and this is not outweighed by other public interest considerations;
- section 9(2)(b)(ii) – release of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information, and this is not outweighed by other public interest considerations;

¹ As explained in the Proactive Release Cover Note (refer the link above), consultation between SRES and TCIL over previous OIA requests for some of the documents included in the proactive release (under the OIA and Privacy Act) had been withheld on the basis that this consultation is outside the scope of the proactive release and was conducted under the OIA with an expectation of confidentiality.

- section 9(2)(h) - withholding the information is necessary to maintain legal professional privilege, and this is not outweighed by other public interest considerations;
- section 2(i) – official information does not include information contained in any correspondence between the office of the Ombudsmen and an organisation which relates to an investigation conducted by an Ombudsman.

You have a right to ask the Ombudsman to review this decision. To do so, you can visit their website - <http://www.ombudsman.parliament.nz/> .

Yours sincerely



Casey Hurren
General Manager – Legal & Strategy

