

26 November 2019

Gerard Byrne  
[fyi-request-11622-1b18a72d@requests.fyi.org.nz](mailto:fyi-request-11622-1b18a72d@requests.fyi.org.nz)

REF: OIA-6064

Dear Gerard

**Request made under the Official Information Act 1982**

Thank you for your email of 8 November 2019 requesting the following information under the Official Information Act 1982 (the Act):

*can you please provide me a copy of all legal documents, signed, that allowed nzta to fit a camera into a male employee's vehicle to spy on a female worker and her family (including her 6yr old son) from a nzta supplier (wsp opus) in whangarei. This spying is still ongoing, despite your employee testifying under oath in the Whangarei district court, he was spying to gather evidence for this hearing Byrne Vs NZTA, Whangarei district court, 4-6 nov,2019. No evidence was produced, the hearing is finished, but the spying continues. He also presented evidence that proves he is using this camera to spy on other families on Ranui Rd, Karetu. Can you also provide the signed legal documents that allow this spying on families to continue.*

I am refusing your request under section 18(e) of the Act because the documents alleged to contain the information requested do not exist or, despite reasonable efforts to locate them, cannot be found.

Under section 28 of the Act, you have the right to ask the Ombudsman to review my decision to refuse your request. You can find the contact details for the Ombudsman at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz).

If you would like to discuss this reply with the NZ Transport Agency, please contact Linda Bird, Acting Lead Employment Relations Advisor, by email to [Linda.Bird@nzta.govt.nz](mailto:Linda.Bird@nzta.govt.nz) or by phone on 04 894 5400.

Yours sincerely



**Chris Lokum**  
General Manager, People