

01 July 2021

Official Information Request No. 8140008486
(Please quote this in any correspondence)

Matthew Hooton

By email: fyi-request-15645-8c811eaa@requests.fyi.org.nz

Tēnā koe Matthew

Local Government Official Information and Meetings Act 1987

Re: Avondale Macrocarpa

Thank you for your request for information, which we received on 02 June 2021 about the Macrocarpa on land on the corner of Great North Road and Ash Street in Avondale, Auckland.

The details of your request and our response is below.

“Specifically, I seek information on:

- 1) all representations the Mayor or his staff received from Mana Rākau, Steve Abel, Gael Badlock, Mary McMullin, Margaret Stanley or others concerned to protect the Macrocarpa, including proposals allowing the Macrocarpa to remain on the site;**
- 2) all representations the Mayor or his staff received from other parties in support of the Macrocarpa being removed from the site; and**
- 3) all communications the Mayor or his staff had with Mana Whenua on this matter, including what views Mana Whenua expressed to the Mayor or his staff, and how these were considered.”**

Please find in the **attached bundle** all email correspondence and documents relating to your request.

Please note that some information in your response were withheld in accordance with the following sections of the Local Government Official Information and Meetings Act 1987:

- Section 7(2)(a) - to protect the privacy of natural persons
- Section 7(2)(c)(i) &(ii) – to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied.

A number of documents that were captured in our search have not been included in the bundle as they were out of scope or duplicates. These account for many of the gaps in the numbered documents.

Additionally, the below documents have been fully withheld:

- A letter referenced in the attachment **number 8** has been withheld under section 7(2)(g) - legal professional privilege and;
- An email correspondence between Mark Todd and Dr Claudia Wyss, dated 3rd and 5th February 2021 has also been withheld under section 7(2)(b)(ii) of the LGOIMA, as the making available of this information would be likely unreasonably prejudice the commercial position of a third party.

However, in summary, the email informed the council of an agreement reached by Ockham with a third party to enable the development to proceed. Ockham also offered to fund the addition of some trees in the Whāu area to the Notable Tree Schedule. In response, Dr Wyss explained the steps open to the parties that would not require such funding.

Due to the size of the attachments, the information can be accessed by using the below OneDrive link:

https://aklcouncil-my.sharepoint.com/:f/g/personal/macielf_aklc_govt_nz/EgKTrAO88gpCIPB6wpo0CQUBnsBkR9vjly40SjF4rHhLTg?email=fyi-request-15645-8c811eaa%40requests.fyi.org.nz&e=SezsUo

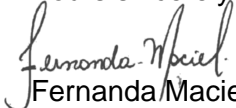
Please note the link expires after 30 days. We recommend you save the information to your personal computer.

The decision by Auckland Council to release the information contained in this response was made by **Rose Leonard, Manager Governance Services**.

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

If you have any further queries, please contact me on 09 301 0101 quoting Official Information Request No. 8140008697.

Yours sincerely



Fernanda Maciel

Privacy & LGOIMA Business Partner
Democracy Services