

22 January 2013

Glen Barnes
fyi-request-723-2b1c47e8@requests.fyi.org.nz

Dear Mr Barnes

Official Information Act request

Thank you for your email of 16 January 2013. You have requested, under the Official Information Act 1982 (the OIA), a machine-readable copy of the Register of licensees that we operate as part of our duties under the Real Estate Agents Act 2008 (the Act).

You have also asked the following questions.

- a) Is it possible to license the data under an NZGOAL license such as CC-BY?
- b) Is it possible to provide machine readable access to the register on an on-going basis?

The Authority is refusing your request to release a copy of the Register of licensees on the grounds that the information is already publicly available (s18(d) of the OIA).

Our answers to your additional questions are set out below.

Is it possible to license the data under an NZGOAL license such as CC-BY?

It is not appropriate for us to licence the Register under the NZGOAL framework. The Register of licensees is a record of licensees' personal information and NZGOAL does not apply to personal information. The Register is not a written product or a thing that the Authority has created. The Register is established under s63 of the Act and exists for specific purposes related to enabling members of the public to identify, locate, contact and research real estate licensees (see s64 of the Act for more information).

Is it possible to provide machine readable access to the register on an on-going basis?

Because we are not releasing the Register to you, we are also not able to provide updated, machine readable copies of the Register to you on an on-going basis.



Real Estate Agents Authority
Level 2, Deloitte House, 10 Brandon Street, Wellington
PO Box 25 371, Panama Street, Wellington
T: 0800 FOR REAA (0800 367 7322)

www.reaa.govt.nz

You have the right to contest this decision to refuse your request by seeking an investigation and review of that decision by the Ombudsman, whose address for contact purposes is:

The Ombudsman
PO Box 10152
Wellington 6143

Yours sincerely

A handwritten signature in blue ink, appearing to read "M. Steel".

Margaret Steel
Licensing Manager
Real Estate Agents Authority