

27 March 2019

Gerard Byrne

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REF: OIA-4780, 4781, 4782, 4794, 4795, 4826, 4827 and 4829

Dear Gerard

Requests made under the Official Information Act 1982

Thank you for your emails of 1 March 2019 requesting the following information under the Official Information Act 1982 (the Act):

OIA 4780 - can you please supply bank statements for the northland journey managers expense credit card for 2015.

OIA 4781 - how many speeding incidents were recorded on nzta vehicle GPSs and how many employees were given written warnings for this in 2015

OIA 4782 - how many nzta employees have cameras installed at their property because of fears for safety, paid for by NZTA.

On 4 March 2019 you requested further information:

OIA 4794 - can you please supply a copy of the senior HR rep for the nzta original handwritten notes at ERA investigation meeting Byrne vs NZTA, in Whangarei on 18/02/2019.

OIA 4795 - can you please supply all internal emails between all witnesses in the Byrne vs NZTA ERA investigation. case No. 3042531.

On 8 March 2019 you also requested the following information:

OIA 4826 - can you please provide all video footage and all gps readouts for Vehicle registration numbers:

KCC368

GMM753

on Waikino and Ranui roads, Karetu, driven by NZTA employee from March 2017 to January 2019. I would only like the coverage of these two roads.

OIA 4827 - can you please provide bank statements for the Northland systems manager's expense credit card from January 2018 to present day.

OIA 4829 - can you please provide a copy of all the Northland office Technical staff qualifications working on the northland bridges programme in 2017-2018 held on your files.

Our responses to each of your requests are below, according to the number assigned above.

OIA 4780 - can you please supply bank statements for the northland journey managers expense credit card for 2015.

The information requested is attached as Appendix A and outlined in the document schedule. Certain information has been withheld under:

- section 9(2)(a) of the Act to protect the privacy of natural persons
- section 6(c) of the Act as the release of the information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences.

OIA 4781 - how many speeding incidents were recorded on nzta vehicle GPSs and how many employees were given written warnings for this in 2015.

Your request for GPS speed data for NZ Transport Agency fleet vehicles is refused under section 18(d) as the information requested is publicly available. This information is published on our website on a monthly basis and includes the 2015 year. The Transport Agency publishes this data to encourage safe driving by our staff and to demonstrate transparency and accountability for our role in road safety leadership. This information is available at <https://www.nzta.govt.nz/resources/gps-speed-data-for-transport-agency-fleet-vehicles/>.

Where a traffic offence has been committed, our approach is that People Leaders coach or counsel staff in the first instance and undertake a disciplinary investigation or action where appropriate. Repeated behaviours are routinely escalated to disciplinary investigation and may be considered misconduct under the Transport Agency's Code of Conduct.

Disciplinary actions, such as written warnings, are not stored centrally but rather on individual staff files. I am therefore refusing this part of your request under section 18(f) of the Act because the information requested cannot be made available without substantial collation or research.

OIA 4782 - how many NZTA employees have cameras installed at their property because of fears for safety, paid for by NZTA.

We are withholding this information under section 9(2)(c) of the Act to avoid prejudice to measures protecting the health or safety of members of the public.

OIA 4794 - can you please supply a copy of the senior HR rep for the NZTA original hand-written notes at ERA investigation meeting Byrne vs NZTA, in Whangarei on 18/02/2019.

We are withholding this information under the Litigation Privilege afforded in section 56(2)(c) of the Evidence Act 2006. This section allows for the withholding of information prepared for a proceeding.

OIA 4795 - can you please supply all internal emails between all witnesses in the Byrne vs NZTA ERA investigation. case No. 3042531.

We are withholding this information under the Litigation Privilege afforded in section 56(2)(c) of the Evidence Act 2006. This section allows for the withholding of information prepared for a proceeding.

**OIA 4826 - can you please provide all video footage and all gps readouts for Vehicle registration numbers
KCC368
GMM753
on Waikino and ranui rds, Karetu, driven by NZTA employee from March 2017 to January 2019.
I would only like the coverage of these two roads.**

The registration numbers provided are not part of the Transport Agency's fleet, and therefore we are refusing your request under section 18(g)(i) of the Act because the information requested is not held by the department or Minister of the Crown or organisation and the person dealing with the request has no grounds for believing that the information is held by another department or Minister of the Crown or organisation, or by a local authority.

OIA 4827 - can you please provide bank statements for the Northland systems manager's expense credit card from January 2018 to present day.

The information requested attached at Appendix B and detailed in the document schedule. Certain information has been withheld under:

- section 9(2)(a) of the Act to protect the privacy of natural persons
- section 6(c) of the Act as the release of that information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences.

OIA 4829 - can you please provide a copy of all the Northland office Technical staff qualifications working on the northland bridges programme in 2017-2018 held on your files.

This information has been withheld under section 9(2)(a) of the Act to protect the privacy of natural persons.

With respect to the information that has been withheld, I do not consider there are any other factors which would render it desirable, in the public interest, to make the information available.

Under section 28 of the Act, you have the right to ask the Ombudsman to review my decision to withhold some information and to refuse parts of this request. The contact details for the Ombudsman can be located at www.ombudsman.parliament.nz.

If you would like to discuss this reply with the Transport Agency, please contact me by email to barbara.harrison@nzta.govt.nz or by phone on (09) 969 9800.

Yours sincerely



Barbara Harrison
General Manager, People

Document Schedule

Appendix A

Ref	Document	Date
1.	Northland Journey Manager Transport Agency Credit Card statement	January 2015
2.	Northland Journey Manager Transport Agency Credit Card statement	February 2015
3.	Northland Journey Manager Transport Agency Credit Card statement	March 2015
4.	Northland Journey Manager Transport Agency Credit Card statement	April 2015
5.	Northland Journey Manager Transport Agency Credit Card statement	May 2015
6.	Northland Journey Manager Transport Agency Credit Card statement	June 2015
7.	Northland Journey Manager Transport Agency Credit Card statement	July 2015
8.	Northland Journey Manager Transport Agency Credit Card statement	August 2015
9.	Northland Journey Manager Transport Agency Credit Card statement	September 2015
10.	Northland Journey Manager Transport Agency Credit Card statement	October 2015
11.	Northland Journey Manager Transport Agency Credit Card statement	November 2015
12.	Northland Journey Manager Transport Agency Credit Card statement	December 2015

Appendix B

Ref	Document	Date
1.	Northland Journey Manager Transport Agency Credit Card statement	January 2018
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12.	Northland Journey Manager Transport Agency Credit Card statement	December 2018
13.	Northland Journey Manager Transport Agency Credit Card statement	January 2019
14.	Northland Journey Manager Transport Agency Credit Card statement	February 2019