

21 December 2020

Mike Holt
fyi-request-14149-707fc70e@requests.fyi.org.nz

Dear Mr Holt

Thank you for your requests of 17 and 18 November 2020 to Kāinga Ora – Homes and Communities requesting information under the Official Information Act 1982 (the Act). I have addressed your questions individually below.

a copy of any settlement agreement in relation to Tenancy Tribunal case 4270276 Can we have a copy of any agreement or settlement with the tenant in relation to 4/42 Maplesden Road, Clendon Park Can we have a copy of any correspondence between Kainga Ora and any other government department or agency in relation to Tenancy Tribunal case 4270276 Can we have a copy of any correspondence between Kainga Ora and any other government department or agency in relation to 4/42 Maplesden Road, Clendon Park

Copies of any settlement agreement with our tenant, or correspondence related to a settlement, is their personal information, as well as being subject to legal privilege. Therefore, I am withholding this information under the following sections of the Act:

- 9(2)(a) *the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons*
- 9(2)(h) *the withholding of the information is necessary to maintain legal professional privilege.*

Can we have copies of all invoices relating to Tenancy Tribunal case 4270276 especially from Meredith Connell Can we have all correspondence from Meredith Connell relating to Tenancy Tribunal case 4270276 Can we have all correspondence since 1/1/2020 from Meredith Connell in relation to meth contamination Can we have all invoices since 1/1/2020 from Meredith Connell in relation to meth contamination

Correspondence between Kāinga Ora and Meredith Connell regarding the Tenancy Tribunal case and issues related to methamphetamine is subject to legal privilege and is withheld under section 9(2)(h) of the Act. I am also withholding copies of invoices under the following section of the Act:

- 9(2)(b)(ii) *the withholding of the information is necessary to protect information where the making available of the information would likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.*

Can we have all internal correspondence, emails, reports and meeting minutes in relation to the adoption of the Gluckman Report? Can we have all correspondence, reports, emails, meeting minutes between the executive team, including Greg Groufsky & Andrew McKenzie, and the Board of HNZ known as Kainga Ora about the Gluckman Report Can we have all correspondence, meeting minutes, reports, both internally and externally, about the Gluckman Report being peer-reviewed

Information that Kāinga Ora holds on the former Housing New Zealand's response to methamphetamine contamination in its properties, which includes any information held about the Gluckman report, is publicly available on the Kāinga Ora website at <https://kaingaora.govt.nz/publications/methamphetamine-contamination-response/>. Therefore, I am refusing this part of your request under the following section of the Act:

18(d) *that the information requested is or will soon be publicly available.*

In Adjudicator Prowse order dated 11 September 2020 of TT case 4270276. Can we have the information specified in paragraphs 3, 4 and 5.

Our tenant's file, as referenced in paragraph 3 of the Tenancy Tribunal Order, is our tenant's personal information and is being withheld under section 9(2)(a) of the Act.

The documents referenced in paragraphs 4 and 5 are as follows:

- P-250 Policy for managing methamphetamine (meth) in Kāinga Ora-managed properties
- report from the New Zealand Police.

These are attached in Appendices A and B, respectively.

I do not consider that the public interest in release of the information withheld in response to your requests outweigh the need to withhold it. You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or Freephone 0800 802 602.

Yours sincerely



Rachel Kelly
Manager Government Relations