

5 July 2022

Archives New Zealand, 10 Mulgrave Street, Wellington

Phone +64 499 5595

Websites www.archives.govt.nz

www.dia.govt.nz

Angela

[fyi-request-19681-](mailto:fyi-request-19681-3550d6f7@requests.fyi.org.nz)

[3550d6f7@requests.fyi.org.nz](mailto:fyi-request-19681-3550d6f7@requests.fyi.org.nz)

Tēnā koe Angela,

Official Information Act Request: Ref 2122-0854

Thank you for your request for official information to my office dated 15 June 2022. Archives New Zealand received your request through FYI.co.nz. Your questions are set out in Appendix A.

Information within scope of your request has been provided to you.

Question 1:

This question is based on incorrect information. As such, this question is refused pursuant to section 18(e) of the Official Information Act 1982; the requested information does not exist.

Question 2:

This information is available on the Department of Internal Affairs website. Please see the attached link: [Request-for-pre-adoptive-NZ-birth-certificate-BDM451.pdf \(www.govt.nz\)](http://www.govt.nz).

Questions 3, 4, 5, 6 and 7:

Pursuant to section 2(1)(e) of the Official Information Act 1982, Archives NZ collections are not deemed to be Official Information subject to the Act but are instead regulated through the Public Records Act 2005. Public records are transferred under the Public Records Act to the possession of Archives NZ, or an approved repository are not subject to the Official Information Act 1982 just because they have been so transferred.

You are able to search Archives NZ holdings using the Archives Collections Search portal:

<https://collections.archives.govt.nz/web/arena>.

If you would like an Archivist to undertake a detailed search of the Archive to assist you with your research, you are able to make a research request to Archives NZ. Please note that in some cases there may be an associated charge. You can make a research request using this webform: <https://www.archives.govt.nz/search-the-archive/ask-an-archivist>.

Kia pono ai te rua Mahara – Enabling trusted government information

Question 8:

This question is based on incorrect information. As such, this question is refused pursuant to section 18(e) of the Official Information Act 1982; the requested information does not exist.

BDM 107a is the pre-adoptive birth certificate. More information can be found through the link attached: [Finding your birth parents | New Zealand Government \(www.govt.nz\)](https://www.govt.nz/finding-your-birth-parents).

Birth certificates record the event of a birth, and other birth forms support the recording of a birth. None of these documents are trusts, bonds or any other kind of financial instrument. The recording of a birth enables the recognition of citizenship of those eligible to be recognised as citizens by birth. It also enables the factual determination of age, which is relevant for a range of public support systems in which age may be relevant, such as school entry, offender status within the justice system, the issuing of the pension, eligibility for social services and support benefits to families, and provision of health services.

Question 9:

This question is based on incorrect information. As such, this question is refused pursuant to section 18(e) of the Official Information Act 1982; the requested information does not exist.

The New Zealand Government does not undertake or practise 'legal fiction'. The New Zealand Government fulfills its obligations under New Zealand legislation as can be found through the website linked: <https://www.legislation.govt.nz/>.

Please note that in cases where the Department's response provides information that is identified to be of public interest, the response may also be published on the Department of Internal Affairs website.

If the Department publishes its response to your OIA request, all personal information, including your name and contact details will be removed.

You have the right under section 28 of the OIA to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint can be found at <https://www.ombudsman.parliament.nz/> or freephone 0800 802 602.

Ngā mihi nui,



Stephen Clarke
Chief Archivist
Archives New Zealand

Appendix A:

Question:	
1	Can the chief archivist provide all of the documentation leading up to the creation of the BDM107a pre-adoptive certificate, please include the wet ink signature and authority by either parent to the agreement of the creation of the BDM107a being a TRUST certificate and certificate of incorporation creating a legal entity and attachment of a SURNAME?
2	Can the chief archivist supply the form rg5 used for permanent registration material at the BDM for perusal please?
3	Can the chief archivist please supply the wet ink signature and royal patent letters by which Queen Elizabeth ii gave authority to the creation of the 1986 Constitution Act by the New Zealand parliament in addition to all Acts of parliament post 1986?
4	Can the chief archivist please supply any documentation, records, letters or evidences or agreement to the ceding of authority and administration of lands by Tipuna chief Te Waru Tamatea of Wairoa Iwi and Hapu?
5	Can archives NZ please provide all documentation pertaining to the New Zealand company and their set up here in Moana Nui a Kiwa?
6	Who are the descendants of those who originally established the NZ company?
7	Can the chief archivist please supply the BILL OF SALE for any lands that were agreed to by Tipuna Te Waru Tamatea for any of his whenua, not limited to and including Mahia peninsula?
8	Can the Chief Archivist provide any record of consent or authorisation to the contract by any single member of the New Zealand public to the creation of a legal entity via the BDM107a?
9	Can the chief archivist supply all documentation relating to the setting up and creation of legal fictions by the NZ Government, specifically as "persons" in legislation, as to when the practice commenced in NZ and for what purpose, all correspondence, emails, letters pertaining to the setting up of this practice as it is referred to in Ancient Laws and also Blackstones commentaries on the Laws of England?