



NGĀ TAONGA
SOUND & VISION

The New Zealand Archive of
Film, Television and Sound
Ngā Taonga Whitiāhua
me Ngā Taonga Kōrero

3 December 2018

Renee Graham
Acting Chief Executive
Manatū Taonga - Ministry for Culture and Heritage
PO Box 5364
Wellington 6140

Tēnā koe Renee

Digital Preservation KPI: Making the TVNZ Collection Accessible Online

I am writing to formally advise Manatū Taonga that Ngā Taonga is at risk of not being able to meet its obligation, set out in the Ministerial Letter of Expectation of 17 July 2018, of Section 7 of Schedule 4 of the Memorandum of Understanding, which pertains to the KPI around digital preservation.

This KPI requires Ngā Taonga to digitally preserve 1,500 titles from the TVNZ Collection, and **make them available online** (both as metadata and audiovisual content). While we will be able to meet the preservation component of this KPI, and have placed the metadata of this collection on our online catalogue, at this stage we want to signal that our ability to put the associated content online, 'provided that the rights are clear' is at risk due to our collective inability to resolve a range of legal matters with TVNZ.

We invested \$60,000 in upgrading our online catalogue in order to host the collection this year. In October, TVNZ issued us with a proposed new legal framework around placing the collection online which removes/alters some of the current rights we have to put this material online under the existing Transfer Agreement. We have been asked to sign this before we can make any more TVNZ content publicly accessible on our online catalogue.

As well as curtailing our ability to meet the KPI, fulfil our obligations to iwi, and support the Crown's Māori language strategy Maihi Karauna, this is also having a significant reputational impact for us, as we are experiencing record numbers of public access requests to the TVNZ collection now that the metadata of 400,000 items is discoverable online.

We have therefore sought external legal advice, advice from the Chief Archivist (given the status of this collection under the Public Records Act), and are also awaiting advice from the MCH legal team to establish next steps, as we cannot put any more TVNZ Collection items on our online catalogue until this matter is resolved. Any assistance Manatū Taonga can provide is greatly appreciated.

Nāku iti noa, nā

Rebecca Elvy
Tumu Whakarae - Chief Executive

9 January 2019

Rebecca Elvy
Chief Executive
Ngā Taonga Sound & Vision
PO Box 11 449
WELLINGTON 6142

Tēnā koe Rebecca

Thank you for your letter dated 3 December 2018 letting us know that Ngā Taonga is at risk of not being able to deliver against the Minister's digital preservation KPI.

I note Ngā Taonga's commitment to meet the preservation component of the Digital Preservation requirement, including your recent investment in upgrading your online catalogue.

I hope the legal matters with TVNZ can be resolved. I am happy for the Ministry's legal team to work with you on this matter, and for us to provide any support necessary.

Ngā mihi, nā



Renee Graham
Acting Chief Executive

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