



Ref: AFS 12/1658/9

14 August 2013

Alex Harris

C/-

fyi-request-1052-eff2aaf2@requests.fyi.org.nz

Dear Alex Harris

Re: Official Information Act Request re Police Cellphone records

I refer to your Official Information Act request of 5 August 2013 received by email, seeking information regarding Production Orders. You sought the following information:

1. How many production orders have been applied for in the past year?
2. How many have been granted? If possible, I would like a monthly breakdown.
3. What offences have those orders been applied for to investigate? (I am interested in a breakdown of offences, or offence categories and broad severity, in order to determine the extent to which they are used to investigate minor vs serious offending.)

On 8 August 2013 you followed up your original request with the following supplementary request:

4. I'm [specifically] interested in the number of production orders which target call associated data and stored telecommunications, and I'd like a breakdown of those too if possible.

Police apply for Production Orders pursuant to the Search & Surveillance Act 2012 for a full range of criminal offences punishable by imprisonment, for example crimes of violence, dishonesty and drug offending. We do not collect information on the numbers of production orders, how many were granted or declined, the categories of offences or the type of documents (including CAD or content) sought because we have no business reason nor requirement in the Act to report on this activity.

Therefore your request is refused pursuant to s18(e) of the Official Information Act 1982, because the document alleged to contain the information requested does not exist.

You have the right to ask the Ombudsman to review my decision if you are not satisfied with the way I have responded to your request.

Yours faithfully

R T Drew
Detective Superintendent
National Manager Criminal Investigations