

30 March 2020

Matthew Hooton

fyi-request-12397-2cfff6ed@requests.fyi.org.nz

Kia ora Matthew

The information you requested - CAS-117010-C7J4X1

Thank you for your email dated 6 March 2020 requesting information about Sir Michael Cullen.

I have attached a copy of AT's Declaration of Interest Policy. This policy applies to AT Directors and employees and representatives. The policy outlines AT's expectations and how AT manages conflicts of interest. Conflicts of interest are recorded in the Register. During AT Board or Committee discussions, where conflicts arise, Directors raise these and excuse themselves from the discussion or remove themselves from the decision-making process as appropriate.

Directors are not provided formal training in identification and managing conflicts of interest. However, a review of the Directors' Interest Register is a standing agenda item at each Board and Committee meeting and Directors are expected, and do, provide updates on any conflicts of interest that are then recorded in the Register.

On 23 October 2018, Sir Michael disclosed his role as an informal advisor on the Light Rail Project at the Customer & Innovation Committee Meeting and this is recorded in the minutes for that meeting.

The Directors' Interests Register was updated to reflect this interest, and this was recorded in:

- the Register for the meeting of the Finance, Capital and Risk Committee on 6 November 2018
- the Auckland Transport (AT) Board meeting on 13 November 2018
- at each Board or Committee meeting onwards from 13 November 2018

On 19 November 2019 Sir Michael notified the Customer and Innovation Committee that his role as an informal advisor had ceased and this is recorded in the minutes of that meeting.

Your request for an opinion regarding whether 'such activity constitute a conflict of interest with their roles at AT and/or CRLL?' is refused under section 17 (e) of the Local Government and Official Information and Meetings Act 1987 (LGOIMA) as the information doesn't exist. As explained in our email dated 20 March 2020 there is no obligation under LGOIMA to create information that doesn't exist.

Should you believe that we have not dealt with your request appropriately, you are able to make a complaint to the Office of the Ombudsman and seek an investigation and review in regard to this matter.





Yours sincerely

A handwritten signature in black ink, appearing to read 'Andrew Downie', written over a horizontal line.

Andrew Downie

Governance Lead