

21 October 2022

OIA Auckland Request
fyi-request-20647-f29f4676@requests.fyi.org.nz

Dear OIA Auckland Request

Thank you for your email of 23 September 2022 to Kāinga Ora - Homes and Communities, requesting the following information under the Official Information Act, 1982 (the Act):

Kindly supply full details of all contracts awarded to the following firms over the past 5 years

- 1) *Johnstaff Projects (NZ) Ltd*
- 2) *Stellar Projects Ltd*
- 3) *RCP Limited*

Please include

- *Contracts awarded through RFP process*
- *Contracts awarded directly awarded.*
- *Value and sum of each of the above contracts*
- *Any sub-contractors working under these contracts*

On 12 October and 13 October 2022, we requested a proof of your eligibility to make a request for official information in accordance with section 12 of the Act.

On 14 October 2022, you responded back by suggesting we should consider the above request under the Local Government Official Information and Meetings Act 1987 (LGOIMA). We advised you that LGOIMA does not apply to Crown agencies such as Kāinga. LGOIMA applies to local government agencies such as:

1. city, district and regional councils;
2. council-controlled organisations;
3. local and community boards;
4. licensing trusts; and
5. airport authorities

As we not satisfied of your eligibility to make the above information request under section 12 of the Act, we are refusing to respond to your request, based on the eligibility criteria set by the Act and the Ombudsman's guidance on it. If you wish to reinstate your request in the future, we ask that you provide sufficient proof of eligibility.

You have the right to seek an investigation and review by the Ombudsman of this response. Information about how to make a complaint is available at www.ombudsman.parliament.nz.

Kāinga Ora proactively releases its responses to official information request where possible, and our response to your request may be published at www.kaingaora.govt.nz/publications/official-information-requests/ with your personal information removed.

Yours sincerely



Rachel Kelly
Manager, Government Relations