



DOIA 2223-0912

30 November 2022

Julius To'o

fyi-request-21026-55f1cc8a@requests.fyi.org.nz

Dear Julius

Thank you for your email of 3 November 2022 to the Ministry of Business, Innovation and Employment (the Ministry) requesting the following information under the Official Information Act 1982 (the OIA):

Please provide all WHRS claim settlement details for MBIE case number 06814 held by MBIE/Weathertight Services with respect to 9A Tavistock Road, Melrose, Wellington, settled on 10 May 2013 and closed on 27 Aug 2013.

The requested information refers to documents created for the purposes of mediation. Section 18(c)(i) of the OIA provides that a request may be refused where the making available of the information requested would be contrary to the provisions of a specified enactment. In this case, section 84(5) of the Weathertight Homes Resolution Services (WHRS) Act 2006 provides that the OIA does not apply to any documents created for the purposes of mediation under the WHRS Act 2006.

The Ministry is, therefore, refusing your request under section 18(c)(i) of the OIA, as disclosing the information would be contrary to section 84(5) of the WHRS Act 2006.

You may like to contact Wellington City Council for any other information they may hold, including a Land Information Memorandum (LIM) and building consent applications. You may also wish to consider obtaining a building report from a registered building surveyor. You can find a list of building surveyors online at www.buildingsurveyors.co.nz.

Please be aware that you have the right to seek an investigation and review by the Ombudsman of our response. Information about how to make a complaint is available at: www.ombudsman.parliament.nz or freephone: 0800 802 602.

If you would like to request further information in relation to this claim, please email oiia@mbie.govt.nz with details of your request.

Yours sincerely

Rachel Singers
Manager Weathertight Services