



133 Molesworth Street
PO Box 5013
Wellington 6140
New Zealand
T+64 4 496 2000

6 December 2023

John Luke

By email: fyi-request-24736-95aa43cc@requests.fyi.org.nz
Ref: H2023032981

Tēnā koe John

Response to your request for official information

Thank you for your request under the Official Information Act 1982 (the Act) to Manatū Hauora (the Ministry of Health) on 13 November 2023 for information regarding the Nursing Council of New Zealand (the Council). You requested:

the current member of The Nursing Council of New Zealand's Professional Conduct Committees and their term of appointment and expired date of appointment.

How did you call for nomination to appoint lay member of the Professional Conduct Committees.

Manatū Hauora does not hold information regarding the appointed members of the Council's Professional Conduct Committee(s). As per section 71(1) of the Health Practitioners Competence Assurance Act 2003 (HPCA Act), the appointment of an individual to an authority's Professional Conduct Committee(s) is made by the authority itself and these are not appointments made by Manatū Hauora or the Minister of Health. The Council, as a responsible authority, is not subject to the Official Information Act. Therefore, your request is refused under section 18(g)(i) of the Act, as the information requested is not held by Manatū Hauora and there are no grounds for believing it is held by another agency subject to the Act.

You may wish to contact the Council directly with your request for information, as it is required to consider requests under the Privacy Act 2020, in accordance with the HPCA Act. A request can be made by emailing reception@nursingcouncil.org.nz.

You have also commented in your request:

To ensure public transparency and given these information will be made available to the public through my OIA request, may I kindly suggest the Board to consider publish the current Professional Conduct Committees member's list on your website.

During the course of the years, I have encourage many different organisations to be more open and more transparent.

You may wish to contact the Council directly to make this suggestion. The Council can be contacted on reception@nursingcouncil.org.nz.

If you wish to discuss any aspect of your request with us, including this decision, please feel free to contact the OIA Services Team on: oiagr@health.govt.nz.

Under section 28(3) of the Act, you have the right to ask the Ombudsman to review any decisions made under this request. The Ombudsman may be contacted by email at: info@ombudsman.parliament.nz or by calling 0800 802 602.

Please note that this response, with your personal details removed, may be published on the Manatū Hauora website at: www.health.govt.nz/about-ministry/information-releases/responses-official-information-act-requests.

Nāku noa, nā

A handwritten signature in blue ink, appearing to read 'S. Turner', is positioned above the typed name.

Sarah Turner
Deputy Director-General
Government & Executive Services | Te Pou Whakatere Kāwanatanga