

1 February 2024

Mike
fyi-request-25548-3a53f533@requests.fyi.org.nz

Dear Mike

Thank you for your Official Information Act 1982 (OIA) request of 28 January 2024, in which you requested:

Many modern cars are fitted with event data recorders (aka crash data recorders). Do NZ Police retrieve data from these when investigating a vehicle crash?

If you do, does it require the prior permission of the vehicle owner or the driver before you access the data. Or is there legislation that allows you to access it without either the owners or the drivers consent in the event of a crash?

Section 123(1) of the Land Transport Act 1998 provides Police with the authority to seize and impound a vehicle to enable a scientific examination of the vehicle or to establish the cause of a serious crash, a hit and run offence or fails to stop offence. Device data generated for non-Police vehicles may be downloaded without warrant if:

- the data is able to be downloaded, and
- the vehicle has been in secure storage without interference since the incident, and
- the crash is of the type specified in section 123 of the Land Transport Act 1998.

I trust this information is satisfactory in answering your request.

Yours sincerely



Superintendent Steve Greally
Director: Road Policing

Police National Headquarters

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