



17 October 2024

Ref: DOIA-REQ-0004397

John Luke
Email: fyi-request-28594-54abbedb@requests.fyi.org.nz

Tēnā koe John Luke

Thank you for your request of 30 September 2024 to the Ministry of Business, Innovation and Employment (MBIE) requesting, under the Official Information Act 1982 (the Act), the following information:

I noted Financial Advisers Disciplinary Committee had a website which publish the decisions.

<https://aus01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fadc.govt.nz%2Fdecisions%2F&data=05%7C02%7CMinisterialServices%40mbie.govt.nz%7C01ac8e1085aa47741d1008dce128435b%7C78b2bd11e42b47eab0112e04c3af5ec1%7C0%7C0%7C638632810272480352%7CUnknown%7CTWFpbGZsb3d8eyJWlloiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiil6lk1haWwiLCJXVCI6Mn0%3D%7C0%7C%7C%7C&sdata=sFgkL9oHVzy6xCRxm2SExV46ANxNVUAg9yXXInboksg%3D&reserved=0>

May I kindly ask if all decisions are published? The most recent one is [2020] FADC 010, which is 3 years ago. If not, may I kindly ask you to actively publish them to your website to ensure public transparency. Also, to give a push, I would also like to request all the decision (legally allow for publishing) made by the Committee from today to 30 March 2021.

After reviewing your request I can confirm that the information you have requested is not held by MBIE, however, during consultations we have ascertained that the information is held by the Financial Advisers Disciplinary Committee (FADC). As FADC are not subject to the Act we are unable to officially transfer the request to them to respond. Following consultations with FADC, I recommend that you contact them directly with your query and they will be able to provide you with a response directly.

MBIE is therefore refusing your request under section 18(g) of the Act, that the information requested is not held by the department or venture or Minister of the Crown or organisation and the person dealing with the request has no grounds for believing that the information is either—

- (i) held by another department (for itself and for a departmental agency hosted by it or an interdepartmental executive board serviced by it) or interdepartmental venture or Minister of the Crown or organisation, or by a local authority; or
- (ii) connected more closely with the functions of another department (for itself and for a departmental agency hosted by it or an interdepartmental executive board serviced by it) or interdepartmental venture or Minister of the Crown or organisation or of a local authority:

If you wish to discuss any aspect of your request or this response, or if you require any further assistance, please contact OIA@mbie.govt.nz.

Please note that this response, with your personal details removed, may be published on the MBIE website: www.mbie.govt.nz/about/open-government-and-official-information/published-official-information-act-requests.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Nāku noa, nā

A handwritten signature in blue ink, appearing to read 'Paul Metcalf', enclosed in a light blue rectangular box.

Paul Metcalf
Manager Appointments and Governance
Labour, Science and Enterprise, MBIE