

17 November 2015

Peter McCall  
[fyi-request-3256-12a66637@requests.fyi.org.nz](mailto:fyi-request-3256-12a66637@requests.fyi.org.nz)

**NATIONAL OFFICE**  
50 Victoria Street  
Private Bag 6995  
Wellington 6141  
New Zealand  
T 64 4 894 5400  
F 64 4 894 6100  
[www.nzta.govt.nz](http://www.nzta.govt.nz)

Dear Peter

**Request made under the Official Information Act 1982**

Thank you for your email of 17 October 2015 requesting the following information under the Official Information Act 1982:

I am writing to request a copy of the final signed contract for the following study that was tendered by the New Zealand Transport Agency through GETS: 'Safety risks and interventions for cyclists and best practice for cycle s[k]ills training for both adults and children' RFX ID: 11847106. I do not necessarily need to see dollar values.

The following document falls within the scope of your request:

- Research Agreement – the terms and conditions between the NZ Transport Agency and Mackie Research and Consulting for the delivery of research project TAR 15-07 – *Safety risks and interventions for cyclists and best practice for cycle skills training for both adults and children* (TAR 15-07).

Certain information has been withheld under section 9(2)(b)(ii) and 9(2)(ba) of the Official Information Act 1982.

Section 9(2)(b)(ii) allows for the withholding of information '... where the making available of the information – ... (ii) would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information'. In relation to your request, this information is the milestone pricing schedule and other financial information included in the research agreement (by redaction).

Section 9(2)(ba) allows for the withholding of information to '... protect information which is subject to an obligation of confidence ... where the making available of the information – ... (i) would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied; or (ii) would be likely otherwise to damage the public interest'. In relation to your request, this is information regarding potential commercial relationship(s) outside the scope of the contract.

With respect to the information that has been withheld, I do not consider there are any other factors which would render it desirable, in the public interest, to make the information available.

Under section 28(3) of the Official Information Act 1982, you have the right to apply to an Ombudsman for an investigation and review of the decision to withhold this information.

Our decision to release this information to you does not represent our approval for you to publish the information, as set out in section 48(2) of the Act. Please provide a private email or postal address to [Official.Correspondence@nzta.govt.nz](mailto:Official.Correspondence@nzta.govt.nz) so that we can supply the information to you.

If you would like to discuss this reply with the NZ Transport Agency, please contact Patricia McAloon, Manager National Programmes, by email to [patricia.mcaloon@nzta.govt.nz](mailto:patricia.mcaloon@nzta.govt.nz) or by phone on (04) 894 6221.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Dave Brash', with a large loop at the top and a long horizontal stroke at the bottom.

**Dave Brash**

General Manager Planning and Investment  
For Chief Executive