

23 January 2023

John Wadham

jfairley@xtra.co.nz

Dear John

Request for Information – Local Government Official Information and Meetings Act 1987

We refer to your official information request dated 4 December 2023 for:

- Any specific Information pertaining to your land (23 Pomare Road, Tirohanga) and the reasoning behind why a portion of it has been included in the high hazard grid in the proposed town plan.
- Building consent records and any information pertaining to the amount of \$1500 paid to the council for building consent around the years 1987–89.

This letter also refers to your privacy act information request dated 4 December 2023 for:

- Any information of a private nature held by the Hutt City Council, in any form whatsoever [including notes and telephone conversation recordings], about yourself or your 23 Pomare Road Tirohanga property.
- Specific phone call between yourself and a Council Officer regarding the proposed town plan.

Please note that we have interpreted your Privacy Act request with a limited scope to ensure a timely response. However, Council may hold further personal information about you in relation to other areas such as rates, animal services, parking services etc. Please contact us if you require the further information stated.

Answer (OIR):

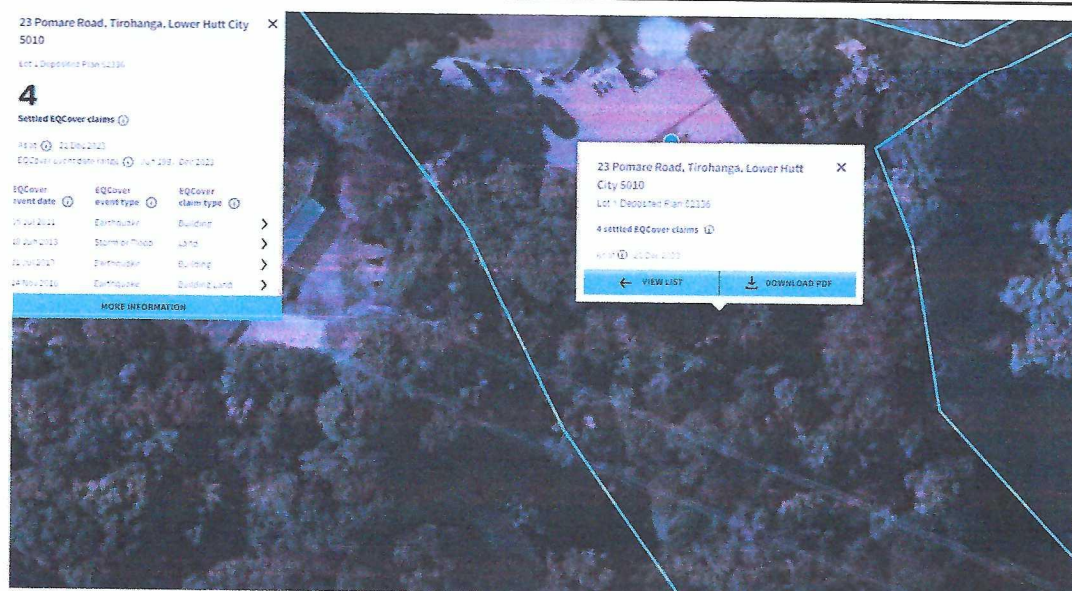
Along with the Information sent to you on December 7th, 2023, (I have attached the email for you to refer to), additional information relating to the natural hazards on the property at 23 Pomare Road, Tirohanga follows. This information relates to historical claims to the earthquake commission for insurance cover.

As part of the district plan review, council met with the Earthquake Commission just prior to Christmas. They provided a link to a public map of the successful claims for damage from natural hazards on private property. This is a tool they are providing to Councils to help with planning for natural hazards.

<https://www.naturalhazardsportal.govt.nz/s/claims-map>

EQC's data shows successful claims for the site 23 Pomare Road. These are detailed below:

EQC Cover Event Date	EQC Cover Type	EQC Claim Type
05 July 2011	Earthquake	Building
19 June 2013	Storm or Flood	Land
21 July 2013	Earthquake	Building
14 November 2016	Earthquake	Building/Land



The map highlights historical damage to this property from recent natural hazard events. Council have not yet assessed the potential value of this additional information to the District Plan Review. Our hazard assessments and mapping are the result of independent scientific and engineering reports.

We have managed to locate several building consents from the time period you indicated in an email, 1987 -1989, relating to a swimming pool and housing addition under your property address, 23 Pomare Road. I have attached the files to add to your own records as requested. Included in these documents is a Specification of the addition to house contract from your architect, J M McKeefry & Co. I have included various invoices and receipts, but we have not been able to locate a receipt for the exact amount of \$1500 as per your request.

Therefore, we partially refuse some of the request under sections 17(e) or (g) of the LGOIMA because the requested information is not held. Under the privacy act building consents are protected records and required to be kept. Receipts, however, are considered consent administration records and not required to be kept on file.

Answer (Privacy Act Information request):

Attached are a collection of email conversations between you and various council staff. I have also attached documents that relate to your swimming pool building consent, emails from 2015 between yourself and Council Officer Helen Oram.

The specific phone call recording requested does not exist as council staff are not required to record their calls. Included in the Information sent to you on December 7th, 2023, are the notes taken from the call by the Council Officer. As your email highlights, these notes did not match up with your memory of the conversation. However, I hope that they have been useful to formulate and clarify your feedback into the proposed town plan. Therefore, we partially refuse some of your request under 53 (a) of the Privacy Act because the information requested does not exist.

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.

You are entitled to make a complaint to the Office of the Privacy Commissioner about our response to your request. You can contact them through their online complaints form, which can be found on this page: <https://privacy.org.nz/your-rights/making-a-complaint/>.

Yours sincerely

Lucy Hodgins

Legal Administration Support