

8 May 2024

[REDACTED]

REF: OIA-15127

Dear [REDACTED]

Request made under the Official Information Act 1982

Thank you for your email of 10 April 2024 requesting the following information under the Official Information Act 1982 (the Act):

I am writing to request copies of any agreements or contracts between NZ Transport and the following entities:

- *Wilson Parking*
- *Parking Enforcement Services (if separate from Wilson Parking)*

Specifically, I am interested in any agreements that address:

- 1. The authorisation of Wilson Parking to access driver personal information using the Motochek system.*
- 2. The ability of Wilson Parking to share driver personal information with a third party, such as a debt collection agency [...]*

The agreement between NZ Transport Agency Waka Kotahi (NZTA) and Wilson Parking Limited is publicly available and can be found on the *New Zealand Gazette* website:

<https://gazette.govt.nz/notice/id/2021-au308>

Parking Enforcement Services is a division of Wilson Parking, rather than a separate entity, so the above terms and conditions apply to them as well.

Wilson Parking Limited's access via the Motochek portal also have a set of terms and conditions which is also publicly available and can be found on the NZTA website:

<https://www.nzta.govt.nz/vehicles/how-the-motor-vehicle-register-affects-you/requesting-register-information/motochek/motochek-terms-and-conditions/>

We understand that the purpose of the parking company issuing a parking breach notice is in part to seek payment, and that it is sometimes necessary for them to seek the services of debt collection agencies to recover amount owing.

This aligns to the Information Privacy Principal 11(IPP 11) in the Privacy Act 2020, which states that an agency that holds personal information is able to disclose it to another agency if they believe the disclosure is necessary to achieve the purpose for which the information was collected. You can find more information about the IPP 11(1)(a) on the legislation website:

<https://www.legislation.govt.nz/act/public/2020/0031/latest/LMS23342.html>

As the information requested is publicly available, I am refusing your request under section 18(d) of the Act.

Under section 28 of the Act, you have the right to ask the Ombudsman to review my decision to refuse this request. The contact details for the Ombudsman can be located at www.ombudsman.parliament.nz.

In line with the NZTA policy, this response will soon be published on our website, with personal information removed.

If you would like to discuss this reply with NZTA, please contact us by email to official.correspondence@nzta.govt.nz.

Yours sincerely



Melissa Burns

Manager, Exemptions and Registers Integrity