

Our Ref DOIA 23-164

18 May 2023

[REDACTED]

[REDACTED]

Dear [REDACTED]

Response to your official information request

Thank you for your official information request received on 13 April 2023 for a copy of the original notice of decision including consent conditions for application 201110035, Milk New Zealand Holding Limited and the subsequent notices of variation given by the Crown.

We have enclosed a copy of the original notice of decision and the latest subsequent notice of variation which incorporates all variations to the conditions of the original notice of decision. Some of the information has been withheld under section:

- 9(2)(b)(ii) of the Official Information Act, as release would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.

We are of the view that the withholding of the information is not outweighed by other considerations which render it desirable in the public interest to make that information available.

If you wish to discuss this decision with us, please feel free to contact me.

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.

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Please note, this response letter outlining our decision on your request, **with your personal details withheld**, and any attached documentation will be published on the Toitū Te Whenua Land Information New Zealand's website. This is likely to be published by 30 June 2023

Yours sincerely



Pete Hill
Principal Advisor
Ministerial Support & Official Correspondence

Proactive Release

IMPORTANT TO NOTE:

*Decision makers are those who have decision making approval delegated by the Chief Executive. The full list of powers and functions, and approved delegated employees, can be found [here](#).

All correspondence letters to requesters AND the approval coversheet need to be signed for all powers and functions by those who have delegated approval.

Standard paragraph suggestions – delete before finalising

Standard paragraphs, including if you're making redactions:

[Use if granting the request in full and releasing information immediately] Please find enclosed the information requested **[provide a list of documents released OR include the list as a separate attachment.]**

[Use if refusing the request in full] We have decided to refuse your request under section [detail relevant section(s)] of the Official Information Act, as release would [describe relevant harm].

[Use if refusing the request in full as the information requested is not held by LINZ] The information you requested being **[describe information requested]** is not held by Toitū Te Whenua Land Information New Zealand and we have no reason to believe that it is held by another agency. Therefore we are refusing your request under 18(g) of the Official Information Act.

[Use if granting the request in part/withholding information and releasing information immediately]

Click [here](#) for the 'list of standard descriptions for withholding sections'. If withholding, you must [consult Legal Services](#).

Some of the information you have requested is enclosed. However, information relating to **[describe information withheld]** has been refused under section **[detail relevant section(s)]** of the Official Information Act as release would **[insert description of relevant section and public interest considerations if withholding under section 9]**.

[Use if including contextual information] Please note that **[set out or refer to contextual information to be provided]**.

Paragraphs including charging:

Please note, if you want to charge you need to inform the requester prior to the final response letter being sent.

[Use if granting the request in full and charging]

I have decided to grant your request. However, given the amount of resource required to process the information, I have decided to charge for making it available.

I estimate that the charge will be [amount]. This charge is calculated based on [explain how charge has been calculated]. Before we proceed further, please confirm that you agree to the charge and pay [the full amount / [amount] as a deposit, with the balance to be paid on release of the information]. [Specify how payment should be made]. We will send you the information within [time period] of your payment.

[Use if granting the request in part and charging]

I have decided to grant your request in part. Information relating to [describe information withheld] has been refused under section [detail relevant section(s)] of the Official Information Act, as release would [describe relevant harm].

However, given the amount of resource required to process the information, I have decided to charge for making it available.

I estimate that the charge will be [amount]. This charge is calculated based on [explain how charge has been calculated]. Before we proceed further, please confirm that you agree to the charge and pay [the full amount / [amount] as a deposit, with the balance to be paid on release of the information]. [Specify how payment should be made]. We will send you the information within [time period] of your payment.

Paragraphs if releasing information later/imposing conditions:

[Use if granting the request in full and releasing information at a later date]

I have decided to grant your request. However, it will take some time to prepare the information for release. The information will be sent to you by [Click here to enter a date].

[Use if granting the request in part and releasing information at a later date]

I have decided to grant your request in part. However, it will take us some time to prepare this information for release. Information relating to [information released] will be sent to you by [date]. Information relating to [describe information withheld] has been refused under section [detail relevant section(s)] of the Official Information Act, as release would [describe relevant harm].

[Use if releasing information in a different form to that explicitly asked for by the requester] You asked for the information to be released to you [specify form of release asked for by requester]. However, we cannot release the information in that form as [this would impair efficient administration / be contrary to our legal duty to [specify legal duty] / prejudice the interests protected by section [detail relevant section(s)] of the Official Information Act], as [describe relevant harm]. We have therefore decided to release the information to you [specify form in which information will be released].

[Use if imposing conditions on release] The information is released to you on condition that **[specify relevant conditions including any relevant timeframes]**, as **[describe relevant harm the condition is intended to protect]**.

Proactive Release