

7 June 2022

DOIA22/106  
DOIA22/101

9(2)(a)

Tēnā koe 9(2)(a)

I refer to your requests received on 16 and 17 May 2022, which have been considered under the Official Information Act 1982 (OIA), for the following information:

- 1. Could you please advise whether the Ministry had a CCTV Systems Policy at the date of the installation of the security camera at Dove Myer Robinson Park on 20 December 2021 ?**

On 20 December 2021, Manatū Taonga did not have its own CCTV Systems Policy in place. However, as we have advised you previously (17 March 2022), Manatū Taonga was following the rules set out under the Privacy Act 2020 and the Privacy Commissioner's 2009 CCTV guidance *Privacy and CCTV: A guide to the Privacy Act for businesses, agencies and organisations*.

- 2. If so, please furnish me with a copy and the date of the CCTV Systems Policy**

See our response to question 1. The Manatū Taonga CCTV Systems Policy is available here: <https://mch.govt.nz/cctv-systems-policy>. The policy was published on our website on 12 May 2022.

- 3. Was the current CCTV Systems Policy (dated 12 May 2022) in operation when the CCTV Security Camera was installed on 20 December 2021 ?**

See our responses to questions 1 and 2.

- 4. If the current CCTV Systems Policy was operational on 20 December 2021 then the following sections of the MCH policy appear to have been breached:  
5.2.iii. Where CCTV is operated at outdoor locations MCH must provide a notice on its website to inform the public it is operating CCTV cameras.**

**Did the Ministry provide a notice on its website to inform the public it is operating a CCTV camera at Dove Myer Robinson park on 20 December 2021 ?**

Signage was installed at the site, along with corresponding information (including a copy of the sign) on our website, on 23 December 2021.

***If the CCTV system is expected to have a major public impact, MCH should also consider notifying the media.***

- 5. Given the public nature of the park did MCH notify the media of the security camera when it was installed ?**

No. Manatū Taonga does not consider the CCTV system has a major public impact: the CCTV cameras have been set up in a public space (a park) for the purposes of the safety and security of the construction site of a legally permitted structure.

**6.3.iv. MCH must respond to a request for CCTV recordings as soon as reasonably practicable, but no later than 20 working days.**

- 6. If MCH may take up to 20 days to respond to such a request, and the recordings are deleted after 8 days - how is this policy operational in practice?**

The premise of the question is incorrect. Responses are provided to requests as soon as practicable as per the legislation.

On 16 May 2022 you also asked the following questions:

- 7. Could you please advise when you first had a CCTV Systems Policy on your website ?**

See our response to Question 2 above.

- 8. In Section 5.2.iii. of your CCTV Systems Policy it states that *Where CCTV is operated at outdoor locations MCH must provide a notice on its website to inform the public it is operating CCTV cameras***

**When did the Ministry first have a notice on its website informing the public that it was operating a CCTV camera at Dove Myer Robinson park ?**

See our response to Question 4 above.

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](http://www.ombudsman.parliament.nz) or freephone 0800 802 602.

Nāku noa, nā

9(2)(a)

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