



Te Kawa Mataaho

Public Service Commission

26 March 2024

9(2)(a) privacy

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Official Information Request

Our Ref: OIA 2024-0029

I refer to your official information request received on 1 March 2024 for:

- “1. Please send a copy of the applicable codes of conduct and statutory standards expected of the State's (NZ Inc.'s) extractive business enterprises: Public agencies, body corporates, incorporated societies, charity commissions (Note that all terms are applicable).*
- 2. Please advise where law-abiding, tax-paying, working class, grass-roots civilians can raise a grievance against inequitable violations of the Rule of Law by NZ Inc.'s unaccountable, unregulated and egregiously corrupt public agency / body corporate / incorporated society / charity commission (Note that all terms are applicable).*
- 3. When an unaccountable, unregulated and corrupt public agency / body corporate / incorporated society / charity commission fails to provide information under the OIA (covering up evidence of egregious statutory and criminal misconduct, against trusting civilians), to whom (in Government) may civilians apply to receive their OIA entitlement to this information?”*

Information publicly available

He Aratohu | A guide on integrity and conduct, sets out the minimum expectations for integrity and conduct in the Public Service. The Code of Conduct, Model Standards and Guidance supports the Public Service to maintain the trust and confidence of New Zealanders. This information is publicly available on Te Kawa Mataaho Public Service Commission website at the following link: [He Aratohu | A guide on integrity and conduct.](#)

The resources available include the expectations set by the Public Service Commissioner through the Code of Conduct (including the separate Codes of Conduct for ministerial staff and Crown entity board members and Directors of Public Finance Act 1989 Schedule 4A companies), model standards and guidance either issued by Te Kawa Mataaho or endorsed guidance provided by another organisation.

Raising a complaint

Under the Public Service Act 2020 the Public Service Commissioner's mandate includes setting standards of integrity and conduct and upholding those standards across the Public Service. The Public Service Commissioner has investigatory powers and will choose to exercise those powers depending upon the nature of the complaint and the Commissioner's mandate in relation to the agency.

Agency operational matters are primarily the responsibility of the chief executive. Generally, the Commissioner expects that complaints relating to integrity and conduct will be put to the agency chief executive for consideration and a response in the first instance.

Depending on its seriousness and the actions undertaken by the agency, this may lead to an investigation by the Commissioner. The fact that a complainant disagrees with a decision reached by the chief executive is not itself determinative as to whether the Commissioner will decide to investigate a particular matter.

Complaints about Official Information Act (OIA) Response

If you don't receive a response to an OIA request within 20 working days, or you're unhappy with the response you received, you can complain to the Ombudsman. The Ombudsman can look at:

- refusals (including deletions)
- delays and extensions of time to reply
- charges for providing the information
- the way in which information was provided, especially if you asked for it in a particular way
- conditions or restrictions on how you got the information or what you can do with it.

The Ombudsman doesn't release official information. If they investigate and decide the agency should have released some or all of the information you asked for and the agency agrees, the agency will provide the information. Ways to contact the Ombudsman is outlined on the Ombudsman website at the following link: [Contact the Ombudsman | Ombudsman New Zealand](#).

If you wish to discuss this decision with us, please feel free to contact Ministerial.Services@publicservice.govt.nz.

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.

Please note that we intend to publish this letter (with your personal details removed) on the Te Kawa Mataaho Public Service Commission's website.

Yours sincerely



Nicky Dirks
Manager – Ministerial and Executive Services
Te Kawa Mataaho Public Service Commission