

OIR: 2425/1239

11 February 2025

[REDACTED]
[REDACTED]

Tēnā koe [REDACTED],

Request for Information under the Local Government Official Information and Meetings Act 1987 (the Act) (the LGOIMA)

Thank you for your email of 6 January 2025 requesting the following information:

It is my understanding that Wakefield Group Holdings (the Developer) have lodged papers with the Court seeking a Judicial Review of the Council's decision made on 28 November 2024 concerning the Moy Estate.

Specifically, "Option B Resolve to not dedicate the Local Purpose Reserve (Road) as road". Clearly, the Developer would not have grounds for a JR, and resorted to legal action, unless there was an administrative failure or breach of promise.

Accordingly, by way of an Official Information Act request, I seek documents, reports and any other material, that is not sub judice, that can be made available for public inspection that clarifies matters.

By way of explanation, I am most anxious to understand what the implications and ramifications might be, of the grounds which form the basis that Review might be examining.

The [Senior Courts \(Access to Court Documents\) Rules 2017](#) ("Rules") set out rules for accessing the type of information you have requested. I would draw your attention to Rule 11 for the required procedure for a request and Rules 12 and 13 for how the request for access will be determined.

To access the documents you have requested you will need to make a request in writing to the Registrar covering certain matters, and the Council and applicant will be notified of the request

Please note that any information provided in response to your request may be published on the Council website, with your personal details removed.

The Courts of New Zealand website provides further information on the process:
[Access to court information — Courts of New Zealand](#)

As providing you with access to judicial review documentation would be contrary to the above Rules (which do not provide a general right of access to the statement of claim), your request is refused under section 17(c)(ii) of the Act as the making available of the information requested would constitute contempt of court or of the House of Representatives.

You have the right to request the Ombudsman to review this decision. Complaints can be sent by email to info@ombudsman.parliament.nz, or by post to The Ombudsman, PO Box 10152, Wellington 6143.

Ngā mihi,



Sarah Wattie

General Counsel, Legal Compliance and Complaints

Te Kaiwhakahaere Whakaū Ture me te Nawe