



Compiled Date	07/09/2021
File Number	21.22.15

LGOIMA

When releasing responses to previous LGOIMA requests, names and contact details of individual requestors will be withheld to protect their privacy.

Information requested by the media, lobby groups, public sector organisations and MPs will always be published, while information specific to an individual or their property will not generally be published.

Request from:	Private Individual
Information requested:	Unpaid infringement notice fees
Response by:	Simon Bastion, Chief Executive

07 September 2021

Private Individual

Via Email:

Dear Private Individual

Official information request for information regarding unpaid infringement notice fees

I refer to your official information request dated 25 August 2021 for information regarding unpaid infringement notice fees.

You have asked for the following information:

Part one:

- 1. Does your Council refer unpaid infringement notice fees to the Ministry of Justice for collection?**

Yes.

- 2. Does your Council refer unpaid infringement notice to private debt collection companies for collection?**

No.

- 3. If yes to question 2 above, what legislation formally allows you to do this?**

All infringement matters fall under the jurisdiction of the Summary Proceeding Act.

- 4. Does your Council either yourself or using a third party update individuals personal credit file history with regards to unpaid infringements?**

Council has no involvement with the collection of monies related to fines after being referred to the courts for determination.

- 5. If yes to number 4, do you use the standard Ministry of Justice "fines" process which is automatically removed from an individual's personal credit file upon payment of the fines, or do you use a private third part credit reporting agency or debt collection company, which remains on a individuals personal credit file for 5 years from the date of listing?**

Council has no involvement with the collection of monies related to fines after being referred to the courts for determination.

6. **With regards to number 5 above, do you authorise credit reporting agencies and or debt collection companies to remove credit defaults from individuals personal credit files following the payment of infringement notices or do you persist they remain for the maximum time allowable by privacy law?**

Council has no involvement with the collection of monies related to fines after being referred to the courts for determination.

7. **Do you allow individuals to come to a payment arrangement prior to referring unpaid infringement notices to any of the above sources, or similar to some government agencies (E.g. NZ Police) do you refuse to allow direct payment arrangements?**

Yes, these matter are considered on a case by case bases.

Part two:

1. **In the twelve month ending 31/07/2021 how many unpaid infringement notices did you refer to the Ministry Of Justice for formal collection?**

27 infringement notices

2. **In the twelve months ending 31/07/2021 how many unpaid infringement notices did you refer to private debt collection (any other company or organisation that is not the Ministry Of Justice) for collection?**

Nil, Council has no involvement with the collection of monies related to fines after being referred to the courts for determination

There is no charge in supplying this information to you.

Council has adopted a Proactive Release Policy and accordingly may publish LGOIMA responses on the Council Website at <https://www.westlanddc.govt.nz/lgoima-responses>.

The collection and use of personal information by the Westland District Council is regulated by the Privacy Act 2020. Westland District Council's Privacy Statement is available on our website [here](#)

If you wish to discuss this decision with us, please feel free to contact Mary-anne Bell, Senior Administration Officer at LGOIMA@westlanddc.govt.nz, 03 756 9091.

Sincerely,



Simon Bastion | Chief Executive

SB/MB