

26 June 2020

Dear [REDACTED]

YOUR OFFICIAL INFORMATION ACT (1982) REQUEST HBDHB REF: OIA2020065

I refer to your Official Information Act request dated 7 May 2020 where you requested information from Hawke's Bay District Health Board (HBDHB). Your questions and HBDHB's response is provided below:

In this request the term requisition means any exercise of a power or purported power to take or use property temporarily or permanently in connection with the Covid emergency by the Crown or a public agency or for a public purpose, which is not on arms length consensual terms. In other words the request is not confined solely to requisitions made under the provisions mentioned above, or solely if they were described to the owner or occupier as requisitions.

In terms of the Official Information Act, please provide me with detail on your organisation's use of requisitioning powers authorised under the state of emergency or under the epidemic notice. I would like to know what sorts of goods have been requisitioned, how frequently this has happened, and what compensation has been offered.

Hawke's Bay DHB was not required to use requisitioning powers under sections 70/71 of the Health Act.

I would like copies of any requisition orders provided under 90(3) of the Civil Defence Emergency Management Act, as well as copies of any requisition orders produced under 90(5) of the same Act. I also request detail of any compensation provided.

Hawke's Bay DHB does not hold copies of any requisition orders produced under this Act.

I would also like copies of any requisition orders produced under 71 (1) of the Public Health Act, also with detail of any compensation provided.

No requisition orders were issued by HBDHB under this Act.

Please also provide any background papers, policies, guidelines, advice, or related documents on the use of requisitioning powers

Hawke's Bay DHB follows the guidance provided in the relevant legislation, i.e. the Health Act 1965 and the Epidemic Preparedness Act 2006.

I trust this information meets your needs. If you would like any further information or clarification please phone me. If you are not satisfied with this response you may contact the Office of the Ombudsman, phone 0800 802 602.

Please note that this response, or an edited version of this response, may be published on the Hawke's Bay DHB website after your receipt of this response.

Yours sincerely



Patrick Le Geyt

Acting Executive Director

HEALTH IMPROVEMENT & EQUITY DIRECTORATE

TE PUNI TUMATAWHĀNUI

cc: *Ministry of Health via email: SectorOIA@moh.govt.nz*
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