

18 July 2019



By email only: 

Dear 

Official Information Act #18.230 - Ferratum

1. We refer to your request received on 28 June 2019 for information about the Commerce Commission's (Commission) proceedings against Ferratum New Zealand Limited (Ferratum),¹ specifically:
 - 1.1 any pleadings which are available; and
 - 1.2 any other information about the progress of the matter.
2. We have treated this as a request for information under the Official Information Act 1982 (OIA).

Our response

3. We have decided to decline paragraph [1.1] of your request and grant paragraph [1.2] of your request.

[1.1] - Pleadings

4. We have declined paragraph [1.1] of your request under section 18(c)(i) of the OIA, on the basis that making the pleadings available would be contrary to the Senior Courts Act 2016 and Senior Courts (Access to Court Documents) Rules 2017. In particular, Rule 11 provides that requests for pleadings should be made to the Court registrar with supporting reasons.

[1.2] - Progress

¹ <https://comcom.govt.nz/news-and-media/media-releases/2018/commission-alleges-irresponsible-lending-by-payday-lender-ferratum>

5. We can advise that the parties have recently completed discovery and a hearing date of 15 June 2020 has been set (we expect the hearing to take three weeks).

Further information

6. If you are not satisfied with the Commission's response to your OIA request, section 28(3) of the OIA provides you with the right to ask an Ombudsman to investigate and review this response. However, we would welcome the opportunity to discuss any concerns with you first.
7. The Commission will be publishing this response to your request on its website. Your personal details will be redacted from the published response.
8. Please do not hesitate to contact ويا@comcom.govt.nz if you have any questions about this request.

Yours sincerely

Mary Sheppard
OIA Coordinator

Released under Official Information Act
1982