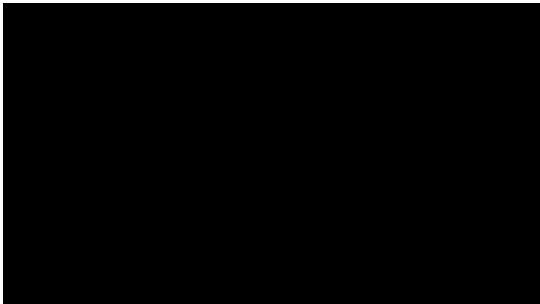


22 September 2023



**Official Information Act #23.038 – Auckland International Airport Limited Correspondence**

1. We refer to your request received on 25 August 2023 for information about Auckland International Airport Limited's (AIAL) correspondence with the Commerce Commission (Commission).
2. Specifically you requested:
  - 2.1 any submission or cross submission to the IM Review made by AIAL which has not been made publicly available per the IM Review process;
  - 2.2 any correspondence between AIAL and the Commission between 1 November 2022 and 25 August 2023; and
  - 2.3 any correspondence between Russell McVeagh and the Commission between 1 November 2022 and 25 August 2023.
3. On 28 August 2023, you clarified that only correspondence from Russell McVeagh on behalf of AIAL and New Zealand Airports Association (NZAA) was requested for [2.3] above.
4. We have treated this as a request for information under the Official Information Act 1982 (OIA).

**Our response**

5. We have decided to grant your request.
6. In response to your request at [2.2], the Commission's IT team performed a search across the Commission's email services to collate all correspondence between AIAL

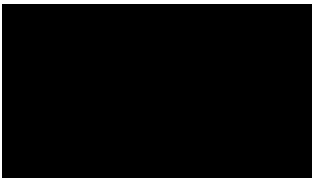
and the Commission for the specified period. This process would also capture information for your request at [2.1].

7. In response to your request at [2.3], staff were canvassed as to whether they had had correspondence from Russell McVeagh on behalf of AIAL and NZAA.
8. A list of the correspondence can be found in **Appendix A**. We consider that good reasons exist to withhold certain information in Appendix A to protect the privacy of natural persons under section 9(2)(a) of the OIA
9. Six documents have been withheld in their entirety. One is an employment reference for a staff member, therefore has been withheld under section 9(2)(a) of the OIA. The other five have been withheld under sections 9(2)(b)(ii) and 9(2)((ba)(i) of the OIA, so as not to prejudice the commercial position of AIAL and because they were submitted to the Commission in confidence and the supply of such information in the future is in the public interest. These documents are set out in **Appendix B**.
10. We consider that good reasons exist for withholding information under section 9 and this is not outweighed by other considerations which would make it desirable, in the public interest, to make the information available (section 9(1) of the OIA).

#### **Further information**

11. 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.
12. Please note the Commission will be publishing this response to your request on its website. Your personal details will be redacted from the published response.
13. Please do not hesitate to contact us at [uia@comcom.govt.nz](mailto:uia@comcom.govt.nz) if you have any questions about this request.

Yours sincerely



OIA and Information Coordinator

<b>Appendix A</b>			
<b>Document number</b>	<b>Date</b>	<b>Document Type</b>	<b>Redactions</b>
CC.00000044	1 November 2022	Email	Section 9(2)(a)
0.00000154.0001	7 November 2022	Email	Section 9(2)(a)
CC.00000046	8 November 2022	Email	Section 9(2)(a)
CC.00000266	8 November 2022	Email	Section 9(2)(a)
CC.00000142	10 November 2022	Email	Section 9(2)(a)
CC.00000066	1 December 2022	Email	Section 9(2)(a)
CC.00000007	1 December 2022	Email	Section 9(2)(a)
CC.00000115	1 December 2022	Email	Section 9(2)(a)
CC.00000263	1 December 2022	Email	Section 9(2)(a)
CC.00000068	2 December 2022	Email	Section 9(2)(a)
CC.00000072	13 December 2022	Email	Section 9(2)(a)
CC.00000042	13 December 2022	Email	Section 9(2)(a)
CC.00000043	13 December 2022	Email	Section 9(2)(a)
CC.00000050	17 January 2023	Email	Section 9(2)(a)
CC.00000051	17 January 2023	Email	Section 9(2)(a)
CC.00000256	24 January 2023	Email	Section 9(2)(a)
CC.00000294	7 February 2023	Email	Section 9(2)(a)
CC.00000124	10 February 2023	Email	Section 9(2)(a)
CC.00000020	20 February 2023	Email	Section 9(2)(a)
CC.00000021	20 February 2023	Email	Section 9(2)(a)
CC.00000126	20 February 2023	Email	Section 9(2)(a)
CC.00000231	13 March 2023	Email	Section 9(2)(a)
CC.00000108	16 March 2023	Email	Section 9(2)(a)

<b>Appendix A</b>			
<b>Document number</b>	<b>Date</b>	<b>Document Type</b>	<b>Redactions</b>
CC.00000064	17 March 2023	Email	Section 9(2)(a)
CC.00000080	17 March 2023	Email	Section 9(2)(a)
CC.00000040	17 March 2023	Email	Section 9(2)(a)
CC.00000273	17 March 2023	Email	Section 9(2)(a)
CC.00000132	23 March 2023	Email	Section 9(2)(a)
CC.00000134	24 March 2023	Email	Section 9(2)(a)
CC.00000094	24 March 2023	Email	Section 9(2)(a)
CC.00000129	24 March 2023	Email	Section 9(2)(a)
CC.00000015	24 March 2023	Email	Section 9(2)(a)
CC.00000018	24 March 2023	Email	Section 9(2)(a)
CC.00000131	30 March 2023	Email	Section 9(2)(a)
CC.00000071	4 April 2023	Email	Section 9(2)(a)
CC.00000147	26 April 2023	Email	Section 9(2)(a)
CC.00000136	2 May 2023	Email	Section 9(2)(a)
CC.00000077	4 May 2023	Email	Section 9(2)(a)
CC.00000079	4 May 2023	Email	Section 9(2)(a)
CC.00000061	5 May 2023	Email	Section 9(2)(a)
CC.00000049	14 May 2023	Email	Section 9(2)(a)
CC.00000073	15 May 2023	Email	Section 9(2)(a)
CC.00000140	23 May 2023	Email	Section 9(2)(a)
CC.00000109	16 June 2023	Email	Section 9(2)(a)
CC.00000117	16 June 2023	Email	Section 9(2)(a)
CC.00000274	23 June 2023	Email	Section 9(2)(a)

<b>Appendix A</b>			
<b>Document number</b>	<b>Date</b>	<b>Document Type</b>	<b>Redactions</b>
CC.00000083	17 July 2023	Email	Section 9(2)(a)
CC.00000084	19 July 2023	Email	Section 9(2)(a)
CC.00000265	20 July 2023	Email	Section 9(2)(a)
CC.00000283	20 July 2023	Email	Section 9(2)(a)
CC.00000062	21 July 2023	Email	Section 9(2)(a)
CC.00000047.0001	21 July 2023	PDF	Section 9(2)(a)
CC.00000084	24 July 2023	Email	Section 9(2)(a)
CC.00000150	25 July 2023	Email	Section 9(2)(a)
CC.00000151	25 July 2023	Email	Section 9(2)(a)
CC.00000143	1 August 2023	Email	Section 9(2)(a)
CC.00000275	11 August 2023	Email	Section 9(2)(a)
CC.00000035	24 August 2023	Email	Section 9(2)(a)
CC.00000286	5 September 2023	Email	Section 9(2)(a)
CC.00000292.001	5 September 2023	.RMD	None
CC.00000292.002	5 September 2023	Excel sheet	None

<b>Appendix B</b>			
<b>Document number</b>	<b>Date</b>	<b>Document Type</b>	<b>Withheld</b>
CC.00000006.0001	10 November 2022	Excel sheet	Section 9(2)(b)(ii) & 9(2)(ba)(i)
CC.00000256.0001	24 January 2023	Word	Section 9(2)(a)
CC.00000055.0001	2 August 2023	PDF	Section 9(2)(b)(ii) & 9(2)(ba)(i)
CC.00000055.0002	2 August 2023	PDF	Section 9(2)(b)(ii) & 9(2)(ba)(i)
CC.00000055.0003	2 August 2023	PDF	Section 9(2)(b)(ii) & 9(2)(ba)(i)
CC.00000055.0004	2 August 2023	PDF	Section 9(2)(b)(ii) & 9(2)(ba)(i)