

# Official Information Act Request

## Requester's details

**Date:** 05 October 2021

**Name:** [REDACTED]

**Email:** [REDACTED]@xtra.co.nz

**Reference number:** ENQ-42515-D0G6V8

Dear [REDACTED]

Thank you for your request received on 8 September 2021 for the following information:

“I request full disclosure of all communications between the EPA and the New Zealand Refining Company regarding their plans for site remediation when they change from an Oil Refinery to an Import only fuels Terminal. Between 2018 to now.

Also any disclosure by them of any site contamination at present identified by them on their site at Marsden point.”

The Environmental Protection Authority (EPA) has not had any communications with Refining New Zealand about plans for site remediation when they change from an oil refinery to an import only fuel terminal. I am therefore refusing this part of your request under section 18(e) of the Official Information Act 1982 (OIA) as the document requested does not exist.

On 23 June 2021, Refining New Zealand contacted the EPA to inform us about the use of firefighting foam that may be prohibited during training at Marsden Point. The EPA is undertaking an investigation into the use of the firefighting foam.

Therefore, disclosure by Refining New Zealand of contamination at Marsden Point is being withheld under section 6(c) of the OIA as the making available of the information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial.

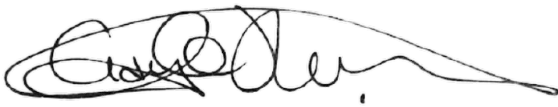
You may wish to make a further request once the investigation has been concluded.

You have the right to seek an investigation and review by the Ombudsman of this decision. You can contact the Ombudsman on 0800 802 602, or by email at [info@ombudsman.parliament.nz](mailto:info@ombudsman.parliament.nz)

If you have any further queries, please do not hesitate to contact us via [ministerials@epa.govt.nz](mailto:ministerials@epa.govt.nz)

We may publish your request and our response on our website, [www.epa.govt.nz](http://www.epa.govt.nz). We make OIA responses available so others can read more about the work we do and the questions we are asked. Any information that might identify you will be removed to protect your privacy.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Gayle Holmes', with a long, sweeping horizontal line extending to the right.

Gayle Holmes  
**Acting Chief Executive Officer**