

**From:** [Arlene Goss](#)  
**To:** [REDACTED]  
**Subject:** Response to official information request  
**Date:** Wednesday, 29 March 2017 01:13:03 p.m.  
**Attachments:** [image001.png](#)

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29-Mar-2017

Logan Miller  
[REDACTED]

Dear Mr Miller,

**Official information request for 578632, MILLER, FIREWORKS INCIDENT**

I refer to your official information request dated 20-March-2017 for information about the fireworks incident that caused harm to Mr Wayne Boss. Our responses are as follows:

1. Who completed the independent investigation on behalf of the DCC into the incident?

Southern Workplace Safety.

2. What are the qualifications of those that completed the Independent investigation?

This information is available on their website at  
<https://southernworkplacesafety.co.nz/>

3. Who within the DCC commissioned the internal investigation?

Please note this was an external investigation carried out by an independent external party, not an internal investigation. It was commissioned by the Director of Organisation Development and Performance.

4. What risk assessments were completed and by whom prior to the fireworks display? a. What competencies and experience do the people that completed the above risk assessments have?

This incident is currently under investigation by Worksafe, the government health and safety regulator. The information you are requesting above is withheld under section 6(a) of the Local Government Official Information and Meetings Act, as release at this time would prejudice the maintenance of the law, including the investigation and detection of offences and the right to a fair trial.

5. Have any Ex Gratia payments been made to any victims of the incident? a. If any Ex Gratia payments have been made what is the total value of these payments?

The information you are requesting above is withheld under section 7(2)(a) of the Local Government Official Information and Meetings Act, to protect the privacy of Mr Boss.

6. In addition to the above questions, please supply a copy of the internal DCC investigation report and the Independent Investigation report completed.

Please note there is currently only one report – the investigation by Southern Workplace Safety. This report is part of the information supplied to Worksafe. It

is withheld under section 6(a) of the Local Government Official Information and Meetings Act, as release at this time would prejudice the maintenance of the law, including the investigation and detection of offences and the right to a fair trial.

It is also withheld under section 7(2)(a) of the Local Government Official Information and Meetings Act, to protect the privacy of Mr Boss.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz) or freephone 0800 802 602.

If you wish to discuss this decision with us, please feel free to contact Kristy Rusher, Manager Civic and Legal at 03 477 4000.

Yours sincerely  
Arlene Goss

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