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| Request for property valuation data which was available for purchase |
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| Legislation Local Government Official Information and Meetings Act, s 17(d)Agency CouncilOmbudsman Beverley WakemCase number(s) 305527Date July 2011 |

*Information available for a charge is publicly available—s 17(d) applied*

A requester sought property valuation data from a council. The council informed the requester that the data could be purchased through a third party provider. The requester sought to obtain the data direct from the council for free, and complained to the Ombudsman.

The Chief Ombudsman concluded that the information was publicly available, and the request could be refused under section 17(d) of the LGOIMA. The fact that it might be necessary to pay a commercial rate for information of commercial value did not make recourse to section 17(d) unreasonable.

*This case note is published under the authority of the* [*Ombudsmen Rules 1989*](http://legislation.govt.nz/regulation/public/1989/0064/latest/DLM129834.html?src=qs)*. It sets out an Ombudsman’s view on the facts of a particular case. It should not be taken as establishing any legal precedent that would bind an Ombudsman in future.*