



8 November 2024

Ref: DOIA-REQ-0005336

Privacy of natural persons

Thank you for your email of 11 October 2024 to the Ministry of Business, Innovation and Employment (MBIE) requesting, under the Official Information Act 1982 (the Act), the following:

"In terms of the stats or info on processes around temporary visa holders who are convicted of first or second drink driving offences".

We are unable to provide information relating to whether temporary visa holders are convicted of first or second drink driving offences as MBIE's case management systems do not record that level of detail. However, we can provide data in the below table which shows the number of individuals who have been deported and had a conviction recorded for driving with excess breath alcohol between 1 January 2022 and 30 September 2024.

Year deported	Deportation type			Total
	Client deported	Client self-deported	Voluntary departure	
2022	3	4	2	9
2023	3	2	1	6
2024	4	0	1	5
Total	10	6	4	20

Please note that in each of the 20 individual cases deportation was as a result of the individual being in New Zealand unlawfully (liability under section 154 of the Immigration Act 2009) and not necessarily as a result of their conviction for driving with excess breath alcohol which may have resulted in deportation under section 157 of the Immigration Act 2009.

MBIE does not have any specific processes around temporary entry visa holders who are convicted of first or second drink driving offences. Section 157 of the Immigration Act 2009 outlines sufficient reasons that mean that an individual may be liable for deportation, including for criminal offending.

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 or freephone 0800 802 602.

If you wish to discuss any aspect of your request or this response, please contact OIA@mbie.govt.nz.

Nāku noa, nā

Fadiah Mudafar
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