

**From:** [Official Information](#)  
**To:** [REDACTED]  
**Cc:** [Official Information](#)  
**Subject:** Final response - LGOIMA 394740 - [REDACTED] - cost for claims made against council as the BCA  
**Date:** Monday, 13 May 2024 2:03:58 pm  
**Attachments:** [image001.png](#)  
[image002.jpg](#)  
[image003.jpg](#)

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Kia ora,

We refer to your information request below. Hamilton City Council provides the following response.

**Your request:**

*Hamilton City Council fulfils the role of a Building Consent Authority (BCA) under the Building Act.*

*For the period 1 July 2013 through to 30 June 2023 I request details of the following amounts paid or costs incurred in relation to claims made against Council in its capacity as the BCA. I request the aggregate figures for each of the below headings:*

- 1. the value of settlements (and/or judgment sums) paid by Council to claimants*
- 2. Council's direct staff costs in defending the claims*
- 3. Council's cost of lawyers, consultants and experts in defending the claims*
- 4. The amount Council has recovered from insurance in relation to the aggregate claims.*

**Our response:**

The total value of settlements (and/or judgement sums) paid by Council to claimants for the period 1 July 2013 through to 30 June 2023 is \$8,178,840.90.

The amount Council has recovered from insurance in relation to the aggregate claims \$204,923. We are unable to provide the 'Council's direct staff costs in defending the claims' and 'Council's cost of lawyers, consultants and experts in defending the claims' as this information is not reportable and/or readily available.

The responses to this LGOIMA have been provided based on our best understanding of previous claims and may be limited due to the availability of records and the storage of historical data, particularly for the earlier years.

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.

**Ngaa mihi**  
**Keeley Faulkner**  
**Official Information Coordinator**  
Legal services  
Governance & Assurance Team | Business Services  
Email: [officialinformation@hcc.govt.nz](mailto:officialinformation@hcc.govt.nz)



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*I support flexibility at work. While it suits me to send this email now, I don't expect a response outside of your own working hours.*

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**From:** [noreply@hamilton.govt.nz](mailto:noreply@hamilton.govt.nz) <[noreply@hamilton.govt.nz](mailto:noreply@hamilton.govt.nz)>

**Sent:** Friday, April 12, 2024 4:33 PM

**To:** Official Information <[officialinformation@hcc.govt.nz](mailto:officialinformation@hcc.govt.nz)>

**Subject:** OIA Request - HCC-OIA-240412-7J48Y



## We've received a request for you.

This request was received on 12 April 2024 @ 4:33PM.

Here's your reference number and the request details:

**UUID**

HCC-OIA-240412-7J48Y

**Name**

[REDACTED]

**Email**

[REDACTED]

**Phone number**

- [REDACTED]

**Detailed description of request**

This is a request for information under the Local Government Official Information and Meetings Act (LGOIMA).

Hamilton City Council fulfils the role of a Building Consent

Authority (BCA) under the Building Act.

For the period 1 July 2013 through to 30 June 2023 I request details of the following amounts paid or costs incurred in relation to claims made against Council in its capacity as the BCA. I request the aggregate figures for each of the below headings:

1. the value of settlements (and/or judgment sums) paid by Council to claimants
2. Council's direct staff costs in defending the claims
3. Council's cost of lawyers, consultants and experts in defending the claims
4. The amount Council has recovered from insurance in relation to the aggregate claims.

Ngā mihi nui | Kind regards

[REDACTED]

[REDACTED] 27

**Organisation**

**Attachments**

**Created**

12 April 2024 @ 4:33PM

If you have any questions in the meantime, feel free to call us on [\(07\) 838 6699](tel:(07)8386699) or [email our customer service team](mailto:customer.service@hamiltoncouncil.govt.nz).

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