



Our ref: 24-65 (Flymore)

24 September 2024

Mr John Flymore

By email: foi+request-11980-5d15bdda@righttoknow.org.au

Office of General Counsel
GPO Box 367
CANBERRA CITY ACT 2601

www.airservicesaustralia.com

ABN 59 698 720 886

Dear John

FOI 24-65 (Flymore) - Decision Notice

I refer to your request made under the *Freedom of Information Act 1982* (Cth) (**FOI Act**) to Airservices Australia (**Airservices**) on 1 September 2024.

Your request sought access to documents, as follows:

"I am seeking information on passenger travel surcharges for all domestic airports that the agency has.

The data should be formatted in a CSV with the following columns: airport_code (IATA), total_departure_charge, total_arrival_charge.

If airports have a landing fee, terminal use fee, terminal investment fee, security fee or similar - these should be listed into the relevant column that totals the total_departure_charge and total_arrival charge.

To reduce scope of this request - no data is sought for costs for international departures/arrivals or regional departures/arrivals".

Decision

I note that the due date for your decision is **1 October 2024**.

I am authorised under section 23 of the FOI Act and the Airservices Instrument of Delegation and Authorisation to make decisions on primary requests under the FOI Act.

I have decided to refuse your request for access to documents under section 24A of the FOI Act, on the basis that Airservices does not hold any documents that fall within the scope of your request.

I relied on the following material in coming to this decision:

- The scope of your request
- Advice from subject matter specialists within our Data team regarding the scope of your request
- The FOI Act
- The guidelines issued by the Australian Information Commissioner under section 93A of the FOI Act (**FOI Guidelines**).

Our Data team has confirmed that Airservices Australia do not levy "passenger travel surcharges". None of the charges we levy relate to passengers. We do levy charges relating to aircraft, however. Further information about our Aviation charges is available on our website, at: [Aviation charging - Airservices \(airservicesaustralia.com\)](http://Aviation charging - Airservices (airservicesaustralia.com)). This webpage has a link to our current Contract

for the provision of aviation facilities and services (effective from 1 July 2022) that stipulates how our charges are calculated.

The organisations that levy charges relating to passengers are most likely airports and airlines. You may wish to contact them directly.

Reasons for decision

Section 24A of the FOI Act provides:

(1) *An agency or Minister may refuse a request for access to a document if:*

(a) all reasonable steps have been taken to find the document; and

(b) the agency or Minister is satisfied that the document:

(i) is in the agency's or Minister's possession but cannot be found; or

(ii) does not exist.

Airservices has not been able to identify any documents that fall within the scope of your FOI request. I have therefore refused your request for access to documents, in accordance with section 24A of the FOI Act.

You can ask for a review of my decision

If you are dissatisfied with my decision, you may apply for internal review or Information Commissioner review of the decision. We encourage you to seek internal review as a first step as it may provide a more rapid resolution of your concerns.

You may apply to Airservices for internal review of this decision within **30 days** after the day you are notified of this decision. An application for internal review must be made in writing (with a copy of this decision attached):

- via post at:
Freedom of Information
GPO Box 367
Canberra ACT 2601
- via email to: foi@airservicesaustralia.com.

Alternatively, you may apply directly to the Office of Information Commissioner (**OAIC**) to review my decision within **60 days** after the day you are notified of this decision. You may also make a complaint to the OAIC about how Airservices handled your request.

You can find information about requesting a review, making a complaint, and other information about FOI on the OAIC website (www.oaic.gov.au) or by phoning the OAIC on 1300 363 992.

Further assistance

If you have any questions, please contact foi@airservicesaustralia.com.

Yours sincerely



Saira
Authorised FOI Decision Maker.