



2 December 2024

Oliver Smith

BY EMAIL: foi+request-12064-83c4cf92@righttoknow.org.au

In reply please quote:

FOI Request: FA 24/09/01061

File Number: FA24/09/01061

Dear Oliver Smith,

Freedom of Information (FOI) request – Decision

On 18 September 2024, the Department of Home Affairs (the Department) received a request for access to document under the *Freedom of Information Act 1982* (the FOI Act).

The purpose of this letter is to provide you with a decision on your request for access under the FOI Act.

1 Scope of request

You have requested access to the following document:

Under the FOI Act, please provide a list of Ministerial Submissions sent by Home Affairs to the office of the Hon Tony Burke MP in his capacity as the Minister for Home Affairs, and Minister Immigration and Multicultural Affairs from the date of 12 August 2024 to 16 September 2024. Please include: the PDR number, subject of brief, and date sent to the office.

On 3 October 2024 the Department issued you a notice under section 24AB of the FOI Act as your request was too large to process. You responded on 8 October 2024, and revised your scope to the following:

Under the FOI Act, please provide a list of the PDR numbers sent by Home Affairs to the office of the Hon Tony Burke MP in his capacity as the Minister for Home Affairs, and Minister Immigration and Multicultural Affairs from the date of 12 August 2024 to 16 September 2024. Please include: the date sent to the office.

2 Authority to make decision

I am an officer authorised under section 23 of the FOI Act to make decisions in respect of requests to access document or to amend or annotate records.

3 Relevant material

In reaching my decision I referred to the following:

- the terms of your request
- the document relevant to the request
- the FOI Act
- Guidelines published by the Office of the Information Commissioner under section 93A of the FOI Act (the FOI Guidelines)
- advice from Departmental officers with responsibility for matters relating to the document to which you sought access

4 Document in scope of request

In accordance with section 17 of the FOI Act, the Department has used its computer system to produce one document that contains information that falls within the scope of your request. The data produced in the document existed in the possession of the Department on 18 September 2024 when your FOI request was received.

5 Decision

The decision in relation to the document in the possession of the Department which fall within the scope of your request is as follows:

- Release one document in full

6 Legislation

A copy of the FOI Act is available at <https://www.legislation.gov.au/Series/C2004A02562>. If you are unable to access the legislation through this website, please contact our office for a copy.

7 Your review rights

If you disagree with this decision, you have the right to apply for either an internal review or an Information Commissioner review of the decision.

Internal Review

If you want the Department to review this decision, you must make your internal review request within 30 days of being notified of this decision.

When making your internal review request, please provide the Department with the reasons why you consider this decision should be changed.

You can send your internal review request to:

Email: foi.reviews@homeaffairs.gov.au

Or

Postal mail:
Freedom of Information
Department of Home Affairs
GPO Box 241 MELBOURNE VIC 3001

The internal review will be carried out by an officer who is more senior than the original decision maker. The Department must make its decision on the review within 30 days of receiving your request for internal review.

Information Commissioner Review

If you want the Australian Information Commissioner to review this decision, you must make your request to the Office of the Australian Information Commissioner (OAIC) within 60 days of being notified of this decision.

You can apply for an Information Commissioner review using the [Information Commissioner review application form on the OAIC website](#).

You can find more information about Information Commissioner reviews [on the OAIC website](#).

8 Making a complaint

You may make a complaint to the Australian Information Commissioner if you have concerns about how the Department has handled your request under the FOI Act. This is a separate process to the process of requesting a review of the decision as indicated above.

You can make an FOI complaint to the Office of the Australian Information Commissioner (OAIC) at: [FOI Complaint Form on the OAIC website](#).

9 Contacting the FOI Section

Should you wish to discuss this decision, please do not hesitate to contact the FOI Section at foi@homeaffairs.gov.au.

Yours sincerely,

[Electronically signed]

Alice
Position No. 49000706
Authorised Decision Maker
Department of Home Affairs