

Webform WEB-MR-25-01042

Phone (daytime) Include Area Code

Mobile

Street Address 1

Street Address 2

City/Suburb

State

Postcode

Other contact details (eg. fax or international address)

Do you require any assistance to participate in the IC review process?
For example: an interpreter. Please detail below.

Do you have someone you would like to represent you in your review? *
No

Review details

Agency or Minister

Please select the Australian Government agency or Minister that made the decision you want reviewed. If you want more than one decision reviewed, you will need to make a separate application for each decision. *

Australian Government Agency

Agency information

Please select the Australian Government Agency that made the decision you want reviewed *

Commonwealth Ombudsman

Previous contact with agency

If the agency has given you a reference number relevant to your FOI request, please provide it here.

FOI-2024-80046

NOTE: We do not need to know your tax file number, so please do not provide it.

Information Commissioner review details

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Have you received a decision *

Yes

To make a valid application for IC review you must send us a copy of the decision you want reviewed. If a decision is not provided, your application may not be valid. *

Files you attach must:

be in *.pdf, *.docx, *.doc, *.txt, *.jpg, *.gif, or *.png format

be no more than five files

in total be no larger than 20MB.

- FOI 2024 80046 Internal Review Not Given FINAL (252.15 kB)Created date: 22/Feb/2025 01:04 PM

Is the decision that you are seeking review of an original decision or an internal review decision? *

Internal review decision

When was the decision made? *

20/Feb/2025

In most cases you must [apply for IC review](#) within 60 days of being notified of the Minister's or agency's decision to [refuse access to documents](#). You must apply within 30 days if you are requesting review of a decision to [grant access to documents to another person](#).

You can also ask the Information Commissioner to grant you more time to apply for IC review.

Is your application for IC review being made within the above timeframes? *

Yes

I am seeking IC review because the Agency or Minister (*more than one option can be selected if appropriate*): *

refused access to documents or parts of documents I requested: checked

Advise scope of review. *

Please provide a summary of which exemption/s you disagree with and provide reasons why you disagree.

Are there any particular documents (noting document or folio number) that you would like reviewed?

I object to the application of s47F and s47E(d) for the reasons that I stated in my internal review application: https://www.righttoknow.org.au/request/decision_notice_dated_31_august#outgoing-26306 I want access to the decision notice dated 31 August 2023, which I requested in my original FOI request. At the very least, the document identifying Mr Turner's name, his application for a defence abuse reparation, the decision maker's statement that "the Office is limited to considering the reported conduct, rather than the impact of the abuse" and such other information that is publicly known, should have been made available to me (with appropriate redactions if the redactions could be applied - for reasons provided, section 47E(d) does not apply to the requested document). The internal review decision maker, Alison Kay, did not adequately address my reasons for review. Her decision notice skirted past my review grounds and merely regurgitated the original decision maker's position. I believe that, if a dispassionate decision maker were to make a decision in respect of my request, Alison Kay's decision will be

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overturned.

refused access because a practical refusal reason exists:

refused access because documents cannot be found:

deferred access to documents I requested:

refused to make corrections to my personal information:

decided to release information about me or my business.:

charged me incorrectly:

granted access to documents but I have not received them:

granted access to a qualified person and not directly to me:

refused to extend the time for me to seek an internal review:

granted access to documents that I was consulted about:

granted access to documents that my business was consulted about:

Please provide a summary of why you think the decision is wrong *

Please see above.

If you would like review of the personal privacy exemption (s 47F), do you have consent of the third party/ies whose information you seek