

14 February 2025

Pam R

BY EMAIL: foi+request-12749-072f1f84@righttoknow.org.au

In reply please quote:

FOI Request: FA 25/01/00926 File Number: FA25/01/00926

Dear Pam R

Freedom of Information (FOI) request - Decision

On 18 January 2025, the Department of Home Affairs (the Department) received a request for access to documents 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 documents:

Can I please have the latest list of non-accredited sponsors in Australia?

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 documents or to amend or annotate records.

3 Relevant material

In reaching my decision I referred to the following:

- the terms of your request
- the documents 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 documents to which you sought access

4 Documents in scope of request

The relevant Business Area, Employer Sponsored Program Management, was unable to action the specified request, as this information is not available from existing reporting. However, in consultation with the FOI section, two documents have been provided as an alternative response.

Document 1 contains a list of active sponsors of Temporary Skills Shortage (TSS) subclass 482 visa holders and Skills in Demand (SID) subclass 482 visa holders as at 31 December 2024, which is the most recent data available.

Document 2 contains a list of Accredited Standard Business Sponsors of TSS and SID visa holders as at 15 January 2025, which is also the most recent data available.

Please note, an employer is not required to be an approved or accredited sponsor to nominate an overseas worker for an Employer Nomination Scheme (ENS) (subclass 186) visa.

These documents were in the possession of the Department on 18 January 2025 when your request was received.

Attachment A is a schedule which describes the relevant documents and sets out my decision in relation to each of them.

5 Decision

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

Release two documents 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 <u>Information Commissioner</u> 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,

[signed electronically]

Louise

Position number 60081621

Authorised FOI Officer - Freedom of Information
Privacy, FOI and Records Management Branch | Legal Group
Department of Home Affairs | www.homeaffairs.gov.au
Email foi@homeaffairs.gov.au

ATTACHMENT A

SCHEDULE OF DOCUMENTS REQUEST UNDER FREEDOM OF INFORMATION ACT 1982

FOI request: FA 25/01/00926 **File Number**: FA25/01/00926

No.	Date of document		Description	Decision on release
1.	31 December 2024	270	Temporary Resident (Skilled) Active Sponsors as at 31 December 2024	Release in full
2.	15 January 2025	65		Release in full