



Our reference: FOIREQ21/00001

Julie

By email: foi+request-6996-82c6b050@righttoknow.org.au

Your freedom of information request - FOIREQ21/00001

Dear Julie

I refer to your request for access to documents made under the *Freedom of Information Act 1982* (Cth) (the FOI Act) and received by the Office of the Australian Information Commissioner (OAIC) on 25 December 2020.

In your request you seek access to the following:

“...copy of all records of third party consultation alleged to have been undertaken in FOIREQ20/00220.”

Decision

I am an officer authorised under s 23(1) of the FOI Act to make decisions in relation to FOI requests.

I have identified 6 documents within the scope of your request. I have decided to grant you access to the documents in full. A schedule describing the documents and access decision I have made has also been provided with this decision.

Irrelevant material (s 22)

Section 22 of the FOI Act provides that irrelevant information can be deleted from a document if it is reasonably practicable to prepare a copy of the document modified by deletions, and the modified copy would not disclose the irrelevant material.

On 11 January 2021, I wrote to you to seek confirmation on whether or not you seek access to third party contact details (email address and phone number) within the scope of your request.

On 14 January 2021 you responded to my email and stated:

** I do not seek phone numbers and they may be redacted under section 22 as irrelevant; and*

** I do not seek the beginning of email addresses (anything before the @ - typically the name of an individual in part or in full or some abbreviation thereof) - the latter part of email addresses (the domain name) may be relevant to identifying if a party is a third party or an internal party so is in scope.*

Part of documents 5 and 6 contain information that is not relevant to the scope of your request. As such, I have decided to redact this information from the document under section 22 of the FOI Act.

Please see the following page for your review rights and information about the OAIC's disclosure log.

Yours sincerely

Joseph Gouvatsos
Lawyer

5 February 2021

If you disagree with my decision

Internal review

You have the right to apply for an internal review of my decision under Part VI of the FOI Act. An internal review will be conducted, to the extent possible, by an officer of the OAIC who was not involved in or consulted in the making of my decision. If you wish to apply for an internal review, you must do so in writing within 30 days. There is no application fee for internal review.

If you wish to apply for an internal review, please mark your application for the attention of the FOI Coordinator and state the grounds on which you consider that my decision should be reviewed.

Applications for internal reviews can be submitted to:

Office of the Australian Information Commissioner

GPO Box 5218

SYDNEY NSW 2001

Alternatively, you can submit your application by email to foi@oaic.gov.au, or by fax on 02 9284 9666.

Further Review

You have the right to seek review of this decision by the Information Commissioner and the Administrative Appeals Tribunal (AAT).

You may apply to the Information Commissioner for a review of my decision (IC review). If you wish to apply for IC review, you must do so in writing within 60 days. Your application must provide an address (which can be an email address or fax number) that we can send notices to, and include a copy of this letter. A request for IC review can be made in relation to my decision, or an internal review decision.

It is the Information Commissioner's view that it will usually not be in the interests of the administration of the FOI Act to conduct an IC review of a decision, or an internal review decision, made by the agency that the Information Commissioner heads: the OAIC. For this reason, if you make an application for IC review of my decision, and the Information Commissioner is satisfied that in the interests of administration of the Act it is desirable that

my decision be considered by the AAT, the Information Commissioner may decide not to undertake an IC review.

Section 57A of the FOI Act provides that, before you can apply to the AAT for review of an FOI decision, you must first have applied for IC review.

Applications for IC review can be submitted online at:

https://forms.business.gov.au/smartforms/servlet/SmartForm.html?formCode=ICR_10

Alternatively, you can submit your application to:

Office of the Australian Information Commissioner

GPO Box 5218

SYDNEY NSW 2001

Or by email to foidr@oaic.gov.au, or by fax on 02 9284 9666.

Accessing your information

If you would like access to the information that we hold about you, please contact FOIDR@oaic.gov.au. More information is available on the [Access our information](#) page on our website.

Disclosure log

Section 11C of the FOI Act requires agencies to publish online documents released to members of the public within 10 days of release, except if they contain personal or business information that would be unreasonable to publish.

The documents I have decided to release to you do not contain business or personal information that would be unreasonable to publish. As a result, the documents will be published on our [disclosure log](#) shortly after being released to you.