



Australian Government
Classification Board

Our reference: CB 24-131

Mr Ryan Austin

By Email: foi+request-10734-3ff28cfc@righttoknow.org.au

Dear Mr Austin,

Decision on your Freedom of Information Request

I refer to your request of 7 October 2023, to the Classification Board (the Board), seeking access to documents under the *Freedom of Information Act 1982* (FOI Act).

1 Your request

You requested access to:

All documents relating to the classification of the film 'Heavy Traffic' (R18+)

- December 1, 1973 (35mm) (File number: T74/622) (0020862E1379)

- February 1, 1984 (Videotape) (File number: T74/622) (00403A9B6C91)

1.1 Clarification/Modification of scope of request

On 9 October 2023, following consultation with you, you agreed to modify the scope of your request to the following:

The Classification Board reports, Classifiers blues papers, and Classification Certificates for:

The classification of the film 'Heavy Traffic (R18+):

December 1, 1973 (35mm) (File number: T74/622) (0020862E1379)

February 1, 1984 (Videotape) (File number: T74/622) (00403A9B6C91)

2 Authority to make decision

I am authorised to make decisions in relation to Freedom of Information requests under section 23(1) of the FOI Act.

3 Decision

I have identified 5 documents that are relevant to your request. These documents were in the possession of the Board when your request was received.

I have decided to grant access in full to relevant information in 5 documents

A schedule setting out the documents relevant to your request, with my decision in relation to those documents, is at **ATTACHMENT A**.

3.1 Section 22 – deletion of irrelevant material

Section 22 of the FOI Act applies to documents containing irrelevant material and allows an agency to delete such material from a document.

I decided that the documents captured by your request contain material which can reasonably be regarded as irrelevant to your request. As such, an edited copy of those documents has been prepared in accordance with section 22(1)(a)(ii) of the FOI Act. This information is marked 's22' in the documents released to you.

The documents contain personal identifiers of public servants. When your request was acknowledged, we notified you that personal information of public servants below the SES level and all email addresses, signatures and direct telephone numbers would be considered irrelevant to the scope of your request unless you told us that you were expressly seeking access to that information. On the basis that you did not notify us otherwise, I decided this information is irrelevant to your request and it has been deleted under section 22 of the FOI Act as outlined above.

4 Material taken into consideration

In making my decision, I had regard to the following:

- the terms of your request
- the content of the documents captured by your request
- the provisions of the FOI Act
- the guidelines issued by the Australian Information Commissioner under section 93A of the FOI Act (the FOI Guidelines)
- advice from officials with responsibility for the subject matter contained in the documents captured by your request

5 Legislative provisions

The FOI Act, including the provisions referred to in my decision, are available on the Federal Register of Legislation website: www.legislation.gov.au/Series/C2004A02562.

6 Your review rights

Your review rights in relation to this decision are set out at **ATTACHMENT B**.

7 Publication of material released under the FOI Act

Where I have decided to release documents to you, we may also publish the released material on our Disclosure Log. We will not publish personal or business affairs information where it would be unreasonable to do so.

For your reference our Disclosure Log can be found here: www.infrastructure.gov.au/about-us/freedom-information/freedom-information-disclosure-log.

Further information

The Department of Infrastructure, Transport, Regional Development, Communications and the Arts provides administrative assistance to the Classification Board in relation to FOI matters. If you require further information regarding this decision, please contact the Department's FOI Section at FOI@infrastructure.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Fiona Jolly'.

Fiona Jolly
Director
Classification Board

Date: 30 October 2023

SCHEDULE OF DOCUMENTS CB 24-131

Doc No.	Date of document	Description of document	Num of Pages	Decision on access	Provision of FOI Act
1.	5/12/1973	Classifier's viewing notes and summary	3	Access granted in full to relevant information	s 22
2.	5/12/1973	Classifier's viewing notes and summary	4	Access granted in full to relevant information	s 22
3.	5/12/1973	Classifier's viewing notes and summary	5	Access granted in full to relevant information	s 22
4.	11/12/1973	Certificate of Registration	1	Access granted in full to relevant information	s 22
5.	21/05/1984	Classification certificate	1	Access granted in full to relevant information	s 22

YOUR REVIEW RIGHTS

If you are dissatisfied with my decision, you may apply for a review of it.

Information Commissioner review or complaint

You have the right to seek a review by the Information Commissioner of this decision.

An application for IC review must be made in writing to the Office of the Australian Information Commissioner (OAIC) within 60 days of the decision.

If you are not satisfied with the way we have handled your FOI request, you can lodge a complaint with the OAIC. However, the OAIC suggests that complaints are made to the agency in the first instance.

More information about the Information Commissioner reviews and complaints is available on the OAIC website here: www.oaic.gov.au/freedom-of-information/foi-review-process.