



**Australian Government**  
**Classification Board**

Our reference: CB 24-236

Alex Sullivan

By email: [foi+request-11021-160693a3@righttoknow.org.au](mailto:foi+request-11021-160693a3@righttoknow.org.au)

Dear Mr Sullivan

## **Decision on your Freedom of Information Request**

I refer to your request of 12 January 2024, 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:

Documents held by the Board relating to the classification of the 1992 film "Braindead", directed by Peter Jackson.

I am seeking information related to the classification process, decision-making, and discussions that took place regarding the film's classification. Specific [sic] documentation I am seeking is internal correspondence, correspondence with the film's distributor, meeting minutes, classifier blues/censor notes, reports, and any documents that you may deem relevant to my request.

### **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 32 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 32 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.

The documents relevant to your request also contain personal identifiers of public servants and third parties. When your request was acknowledged, we notified you that personal information of third parties and public servants below the SES level as well as 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.

As I decided that the information outlined above is irrelevant to your request, I have prepared an edited copy of the documents being released by deleting the irrelevant information under section 22(1)(a)(ii) of the FOI Act.

## **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)
- submissions from third parties consulted about documents which contain information concerning them.

## **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](http://www.legislation.gov.au/Series/C2004A02562).

## **6 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](http://www.oaic.gov.au/freedom-of-information/foi-review-process).

## 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](http://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](mailto:FOI@infrastructure.gov.au).

Yours sincerely

A handwritten signature in black ink, appearing to be 'Tristan Sharp', written in a cursive style.

Tristan Sharp  
Acting Director  
Classification Board

8 March 2024

## SCHEDULE OF DOCUMENTS CB 24-

Doc No.	Date of document	Description of document	Num of Pages	Decision on access	Provision of FOI Act
1.	No date	Film synopsis	1	Access granted in full	
2.	18/06/1992	Application for the registration of a film (104 min version)	2	Access granted to relevant information	s22
3.	26/06/1992	Classifier blues (104 min version)	14	Access granted to relevant information	s22
4.	26/06/1992	Classifier blues (104 min version)	14	Access granted to relevant information	s22
5.	26/06/1992	Classifier blues (104 min version)	7	Access granted to relevant information	s22
6.	26/06/1992	Rescreen request note	1	Access granted to relevant information	s22
7.	01/07/1992	Classifier blues (104 min version)	5	Access granted to relevant information	s22
8.	01/07/1992	Classifier blues (104 min version)	10	Access granted to relevant information	s22
9.	01/07/1992	Classifier blues (104 min version)	17	Access granted to relevant information	s22
10.	01/07/1992	Decision report (104 min version)	1	Access granted to relevant information	s22
11.	01/07/1992	Summary sheet (104 min version)	1	Access granted to relevant information	s22
12.	17/07/1992	Classification certificate (104 min version)	1	Access granted to relevant information	s22
13.	04/08/1992	Trailer application letter	1	Access granted to relevant information	s22
14.	07/08/1992	Trailer blues	1	Access granted to relevant information	s22
15.	No date	Trailer blues	2	Access granted to relevant information	s22
16.	10/08/1992	Correspondence in relation to trailer	1	Access granted to relevant information	s22
17.	27/01/1993	Application for the registration of a film (98 min version)	2	Access granted to relevant information	s22
18.	27/01/1993	Application for the registration of a film (trailer)	1	Access granted to relevant information	s22
19.	12/02/1993	Classifier blues (98 min version)	3	Access granted to relevant information	s22
20.	12/02/1993	Classifier blues (98 min version)	6	Access granted to relevant information	s22
21.	15/02/1993	Classification certificate (98 min version)	1	Access granted to relevant information	s22
22.	02/03/1993	2nd trailer blues	1	Access granted to relevant information	s22
23.	02/03/1993	2nd trailer blues	1	Access granted to relevant information	s22
24.	No date	2nd trailer blues	1	Access granted to relevant information	s22
25.	02/03/1993	Summary Sheet (98 min version)	1	Access granted to relevant information	s22
26.	09/03/1993	Correspondence in relation to trailer	1	Access granted to relevant information	s22

Doc No.	Date of document	Description of document	Num of Pages	Decision on access	Provision of FOI Act
27.	01/07/1993	Enquiry about censorship status	1	Access granted to relevant information	s22
28.	15/07/1993	Response to enquiry about censorship status	1	Access granted to relevant information	s22
29.	15/02/1994	Application for classification of VHS release	4	Access granted to relevant information	s22
30.	23/02/1994	Classifier blues (VHS release)	2	Access granted to relevant information	s22
31.	23/02/1994	Summary Sheet (VHS release)	1	Access granted to relevant information	s22
32.	02/03/1994	Classification certificate (VHS release)	1	Access granted to relevant information	s22