

If you agree to the charges, you will then accept liability for settlement of the debt with the Department upon completion of processing the FOI request as prescribed by section 29 of the FOI Act. Once the agency has processed your FOI request it will determine the actual charges for which you are liable. In the event that the actual charges are less than this estimate, you will only be liable for the lesser amount. If the actual charges are more than this estimate, then you will only be liable for the lesser amount notified in this estimate, unless the Department releases every document to you in full, in which case it may impose the higher actual charges.

It may be possible to reduce the charges by refining your request - for example by limiting the date range of the documents, by excluding draft or duplicate documents. We would be happy to discuss options for refining your request.

## **REVIEW RIGHTS**

If you are dissatisfied with this decision you can apply for internal or Information Commissioner (IC) Review. You do not have to apply for Internal Review before seeking IC review.

### ***Internal Review by the AFP***

Section 53A of the Act gives you the right to apply for an internal review in writing to this Department within 30 days of being notified of this decision.

No particular form is required but it would assist the decision-maker were you to set out in the application, the grounds on which you consider that the decision should be reviewed.

Applications for a review of the decision should be addressed to:

Freedom of Information Team  
Australian Federal Police  
GPO Box 401  
Canberra ACT 2601

### ***Internal Review by the Information Commissioner (IC)***

Alternatively, Section 54L of the Act gives you the right to apply directly to the IC or following an internal review with this Agency. In making your application you need to provide:

- an address for notices to be sent (this can be an email address).
- A copy of this decision.

It would also help if you set out the reasons for review in your application.

Applications for a review of the decision should be addressed to:

Office of the Australian Information Commissioner  
GPO Box 5218  
Sydney NSW 2001

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### ***Right to Complain***

Section 70 of the Act provides that a person may complain to the IC about action taken by this Department in relation to your application.

A complaint to the IC may be made in writing and identify the agency against which the complaint is made.

The IC may be contacted on 1300 363 992. There is no particular form required to make a complaint, but the complaint should set out the grounds on which you consider the action should be investigation.

If you have any queries please do not hesitate to contact this office.

Yours sincerely,

Name  
Coordinator  
Freedom of Information  
Australian Federal Police

FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

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## ESTIMATE

FOI CHARGES ESTIMATE (NOV 2010)				
(insert data in shaded boxes only)				
<b>BASIC DATA ESTIMATE</b>				
Number of relevant files	1		Number of agency's files that contain at least one relevant document.	
Number of relevant pages	760		Total number of pages of all documents relevant to the request (including exempt pages)	
Number of relevant documents	380		Number of agency documents falling within the terms of the request.	
Number of fully exempt pages			Number of pages of relevant documents to be exempted in full.	
Number of pages released with deletions	380		Number of pages of relevant documents to be released in part.	
Number of documents for access via inspection			Number of documents for which access is supervised inspection of the document.	
Percentage of request relating to applicant's own personal information	0%		Agencies may not charge for FOI requests where the request relates to personal information about the FOI applicant.	
Number of third parties to consult	0		Applies to non-Commonwealth consultees (individuals, businesses, other governments) - count each party once if referred to in multiple documents.	
<b>PROCESS - search and retrieval</b>				
	TIME (in hours)	COST @ \$15 per hr		
Search and retrieval (10 mins per file)	0.17	\$2.50		
Search files and tag relevant pages (45 mins average per file)	0.75	\$11.25		
preparing schedules detailing all relevant documents (basic data entry e.g. doc no, date, description - 30 minutes per 10 documents)	19.00	\$285.00		
<b>Search &amp; Retrieval Subtotal</b>	19.92	<b>\$298.75</b>		
<b>PROCESS - decision-making</b>				
	TIME (in hours)	COST @ \$20 per hr		
examine relevant pages for decision making (5 mins per relevant page)	63.33	\$1,266.67		
exempted pages (5 mins extra per page to cover additional consideration of complexity of material, elements of exemption claim, public interest etc)	0.00	\$0.00		
pages released with deletions (5 mins extra per page to cover time needed to redact the material)	31.67	\$633.33		
consult third parties (2 hours per third party)	0.00	\$0.00		
preparation and notification of decision (3 hours for statement of reasons, plus 4 hours per 250 relevant pages to complete schedule to record decision) - NB if several exemptions are involved, further time may be required.	15.16	\$303.20		
<b>Decision-making Subtotal (before deduction of 5 hours)</b>	110.16	<b>\$2,203.20</b>		
<b>Decision-making Subtotal (after deduction of first 5 hours free for all)</b>	105.16	<b>\$2,103.20</b>		
<b>ACCESS - view / inspect</b>				
	TIME (in hours)	COST @ \$6.25 per 1/2 hr		
Access given through inspection of documents (10 min per document, rounded up to nearest 1/2 hour)	0.00	0.00		
Access given through hearing and/or viewing of documents e.g. audio/visual material - insert duration of files and add 1/2 hour set-up and pack-up time (rounded up to nearest 1/2 hour)		0.00		
<b>Inspection/Viewing Subtotal</b>	0.00	<b>\$0.00</b>		
<b>ACCESS - copy and post</b>				
	PAGES	COST @ 10c a page		
Photocopies of estimated released docs (including those with deletions)	760	\$76.00		
Packaging and postage-insert estimated cost	N/A			
<b>Photocopying &amp; Postage Subtotal</b>		<b>\$76.00</b>		
<b>ESTIMATED TOTALS</b>				
<b>NUMBER OF RELEASED PAGES</b>	760		This amount takes into account any reduction in the cost as a result of the application involving personal information.	
<b>TIME (in hours)</b>	125.08			
<b>TOTAL COST</b>		<b>\$2,477.95</b>		
Financial hardship/public interest discount		\$0.00	The percentage discount to be applied if a person takes into account financial hardship or public interest under s 29 of the FOI Act.	
<b>TOTAL COST (after discount)</b>		<b>\$2,477.95</b>		
<b>DEPOSIT REQUIRED</b>		<b>\$619.49</b>		

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## **CONSULTATION PHASE**

**Place the consultation/s and all associated responses in date order relating to the request behind the blue sheet:**

- **Consultation Schedule should be placed first, followed by:**
  - **Consultation letters to 3<sup>rd</sup> parties / businesses / states / foreign governments**
  - **Responses to consults**

FREEDOM OF INFORMATION ACT 1982  
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## CRM

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## **CHASER/SEARCHES PHASE**

**Place the chaser and all associated responses in date order relating to the request behind the green sheet:**

- **Chaser/Searches schedule**
- **Chaser to the line area**
- **Correspondence with the line area**
- **Return of the checklist and recommendations**

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# CRM

SEARCH TYPE:	SEARCH TEXT:	DATE:	RESULTS:	COMMENTS:
PERSON – NAME				
PERSON – DOB				
TEXT				
VEHICLE				
LOCATION				
ORGANISATION				
MANAGE RECORDS				
CMS/CASE NUMBER				
MNIFTY				
OTHER – (External searches: Austlii, Google, AFP website)				

[illegible]

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(COMMONWEALTH)

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s47F

Tanya

**From:** [REDACTED]  
**Sent:** Wednesday, 3 February 2016 3:20 PM  
**To:** [REDACTED] Tanya  
**Subject:** FW: Freedom of Information ICT Security Audit request - Fairless - CRM 2016/324 [SEC=UNCLASSIFIED]  
**Attachments:** IT Security Audit Request - revised.docx

UNCLASSIFIED

Hi Tanya,

I have filtered out the unwanted results from your previous search and left 139 emails for you review.  
The results are in your existing case FOI 2016/324.

Regards,



**AFP**

AUSTRALIAN FEDERAL POLICE

[REDACTED]  
[REDACTED]  
INFORMATION SECURITY INTEGRITY AND RISK MANAGEMENT  
SECURITY  
Tel [REDACTED]  
[www.afp.gov.au](http://www.afp.gov.au)

UNCLASSIFIED

**From:** Scudder, Nathan  
**Sent:** Tuesday, 2 February 2016 12:31 PM  
**To:** [REDACTED]  
**Subject:** FW: Freedom of Information ICT Security Audit request - Fairless - CRM 2016/324 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Security Audit

Please find attached search request. I note that we are seeking to exclude auto replies, and this might require some consultation with Tanya as to what terms in the subject line to exclude from results.

Thanks for your help with this.

Regards,

Nathan



**AFP**

AUSTRALIAN FEDERAL POLICE

**NATHAN SCUDDER**  
COORDINATOR, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO  
Tel + [REDACTED]  
[www.afp.gov.au](http://www.afp.gov.au)

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UNCLASSIFIED



**From:** [REDACTED] s47F Tanya  
**Sent:** Tuesday, 2 February 2016 11:59 AM  
**To:** Scudder, Nathan  
**Subject:** Freedom of Information ICT Security Audit request - Fairless - CRM 2016/324 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Nathan,

Mr Fairless has responded to our ITR and has provided a revised scope.

Could you please approve and forward the attached audit request to ICT Security Audit.

Thanks



**TANYA** [REDACTED] s47F  
A/TEAM LEADER, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO  
Tel +61(0) 2 61316131 [REDACTED] s47E(0)  
[www.afp.gov.au](http://www.afp.gov.au)

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(COMMONWEALTH)

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## FOR OFFICE USE ONLY



AFP Security

## ICT Security – Audit Request

E-mail completed form to

s47E(d)

<b>Requesting Details</b>			
<b>Member Requesting</b>	Tanya s47F		
<b>AFP No.</b>	AFP 14692		
<b>Location</b>	ACT		
<b>If other location please specify</b>		<b>Telephone</b>	144434
<b>Approver</b>	A/TL Tanya s47F	<b>PRS/CRAMS Ref.</b>	

<b>Type of request</b>	
<b>Audit type</b>	Email
<b>Audit reason</b>	AMENDED Freedom of Information request – CRM 2016/324
<b>Additional Details</b>	Response due by <b>Friday, 5 February 2016</b>
<b>Date range for audit</b>	<b>From:</b> 1 Jan 15 <b>to:</b> 1 July 15
<b>Appointee(s) to be audited</b>	apac_police_requests@apple.com
<b>Additional information</b>	All emails sent to the apple.com and any replies excluding automatic replies.

<b>ICT Security use only</b>	
<b>Date received</b>	
<b>Priority</b>	Low
<b>Date complete</b>	

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Last Updated: 31/08/2012

s47F

Tanya

380 documents

**From:**

**Sent:**

**To:**

**Subject:**

**Attachments:**

Wednesday, 20 January 2016 2:16 PM

Tanya

FW: Freedom of Information request - CRM 2016/324 [SEC=UNCLASSIFIED]  
IT Security Audit Request.docx

UNCLASSIFIED

Hi Tanya,

This has now been actioned and your audit results are located within discovery accelerator Case: FOI 2016/324

Regards

s47F



**AFP**

AUSTRALIAN FEDERAL POLICE

INFORMATION SECURITY - INTEGRITY & RISK MANAGEMENT  
SECURITY  
Tel  
[www.afp.gov.au](http://www.afp.gov.au)

UNCLASSIFIED

**From:** Scudder, Nathan **On Behalf Of** FOI

**Sent:** Wednesday, 20 January 2016 1:33 PM

**To:**

**Subject:** RE: Freedom of Information request - CRM 2016/324 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi

is request is endorsed.

Regards,

Nathan



**AFP**

AUSTRALIAN FEDERAL POLICE

**NATHAN SCUDDER**

COORDINATOR, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO

Tel +

[www.afp.gov.au](http://www.afp.gov.au)

FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

UNCLASSIFIED

**From:**

**Sent:** Wednesday, 20 January 2016 8:35 AM

**To:** FOI

**Subject:** RE: Freedom of Information request - CRM 2016/324 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Good Morning Tanya,

This request will require a Co-ordinators approval to proceed, Sorry for any inconvenience.

Regards

s47F



INFORMATION SECURITY - INTEGRITY & RISK MANAGEMENT  
SECURITY  
Tel +61(0) [REDACTED]  
[www.afp.gov.au](http://www.afp.gov.au)

UNCLASSIFIED

**From:** FOI

**Sent:** Tuesday, 19 January 2016 2:59 PM

**To:** [REDACTED]

**Subject:** Freedom of Information request - CRM 2016/324 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Security Audit,

Please find attached a completed form requesting and ICT Audit be conducted for a request received under the *Freedom of Information Act 1982*.

If you require any further information, please do not hesitate to contact me.

It would be appreciated if you could please notify me once the audit is available.

Regards,



**TANYA**  
A/TEAM LEADER, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO  
Tel +61(0) 2 61316131  
[www.afp.gov.au](http://www.afp.gov.au)

UNCLASSIFIED

FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

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**From:** FOI  
**Sent:** Tuesday, 19 January 2016 2:59 PM  
**To:** [REDACTED]  
**Subject:** Freedom of Information request - CRM 2016/324 [SEC=UNCLASSIFIED]  
**Attachments:** IT Security Audit Request.docx

UNCLASSIFIED

Security Audit,

Please find attached a completed form requesting and ICT Audit be conducted for a request received under the *Freedom of Information Act 1982*.

If you require any further information, please do not hesitate to contact me.

It would be appreciated if you could please notify me once the audit is available.

Regards,



**AFP**

AUSTRALIAN FEDERAL POLICE

**TANYA**

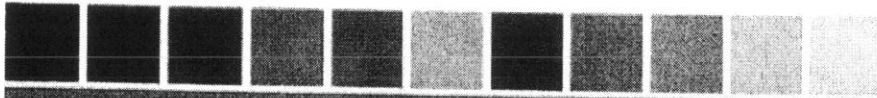
A/TEAM LEADER, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO  
Tel +61(0) 2 61316131 Ex [REDACTED]  
[www.afp.gov.au](http://www.afp.gov.au)

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AFP Security

## ICT Security – Audit Request

E-mail completed form to:

s47E(d)

<b>Requesting Details</b>			
<b>Member Requesting</b>	Tanya s47F		
<b>AFP No.</b>	AFP 14692		
<b>Location</b>	ACT		
<b>If other location please specify</b>		<b>Telephone</b>	144434
<b>Approver</b>	A/TL Tanya s47F	<b>PRS/CRAMS Ref.</b>	

<b>Type of request</b>	
<b>Audit type</b>	Email
<b>Audit reason</b>	Freedom of Information request – CRM 2016/324
<b>Additional Details</b>	Response due by <b>Friday 29 January 2016</b>
<b>Date range for audit</b>	<b>From:</b> 1 Jan 15 <b>to:</b> 31 Dec 15
<b>Appointee(s) to be audited</b>	apac_police_requests@apple.com
<b>Additional information</b>	All emails sent to the apple.com and any replies.

<b>ICT Security use only</b>	
<b>Date received</b>	FREEDOM OF INFORMATION ACT 1982 (COMMONWEALTH)
<b>Priority</b>	Low
<b>Date complete</b>	DOCUMENT HAS BEEN RELEASED UNDER THE FOI ACT BY THE AUSTRALIAN FEDERAL POLICE

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Last Updated: 31/08/2012



## **APPLICATION PHASE**

**Place the application and all correspondence to/from applicant in date order behind the yellow sheet:**

- **Application**
- **Acknowledgment**
- **Extension of time requests, including correspondence with IC**
- **Clarification of the scope**
- **Narrowing of the request**
- **Refusal of the request**
- **Consult delay notice**
- **ALL correspondence to/from the applicant**

FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

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**Scudder, Nathan**

---

**From:** Ellery, Jacqueline on behalf of FOI  
**Sent:** Monday, 29 February 2016 8:28 AM  
**To:** Scudder, Nathan  
**Subject:** FW: Freedom of Information request - 2015 Requests for Information - Apple  
[SEC=UNCLASSIFIED]

UNCLASSIFIED

JACQUELINE ELLERY  
TEAM LEADER, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO  
AUSTRALIAN FEDERAL POLICE

Tel +61(0) [REDACTED]  
[www.afp.gov.au](http://www.afp.gov.au)

s47E(d)

-----Original Message-----

**From:** Ben Fairless [<mailto:foi+request-1498-2465996d@righttoknow.org.au>]  
**Sent:** Friday, 26 February 2016 7:41 PM  
**To:** FOI  
**Subject:** RE: Freedom of Information request - 2015 Requests for Information - Apple  
[SEC=UNCLASSIFIED]

Dear Nathan,

Thanks for our call earlier in the week. As discussed, I think it best to further limit the scope of my request to:

- Non ACT Policing matters

My whole request would then be for:

- a copy of all emails sent to and received from the Apple.com APAC Police Requests Email in relation to Non-ACT Policing matters from the 1st of January 2015 until 1 July 2015, excluding duplicates of documents, auto-replies from Apple or the AFP, and personal information of members of the public.

The above request is subject to the AFP not concluding that a practical refusal reason exists. Please can you conduct inquiries to determine if this would remove the practical refusal scope. If this does not mitigate a refusal, please can you provide specific information to allow me to further revise the scope.

Yours sincerely,

Ben Fairless

-----Original Message-----

UNCLASSIFIED

FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

Dear Mr Fairless

Please find attached correspondence in relation to the Internal Review of your request.

Sincerely,

NATHAN SCUDDER  
COORDINATOR, FREEDOM OF INFORMATION

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CHIEF COUNSEL PORTFOLIO  
Tel +61(0) 2 61316131  
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-----  
Please use this email address for all replies to this request:  
[foi+request-1498-2465996d@righttoknow.org.au](mailto:foi+request-1498-2465996d@righttoknow.org.au)

This request has been made by an individual using Right to Know. This message and any reply that you make will be published on the internet. More information on how Right to Know works can be found at:

<https://www.righttoknow.org.au/help/officers>

If you find this service useful as an FOI officer, please ask your web manager to link to us from your organisation's FOI page.

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(COMMONWEALTH)

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**From:** FOI  
**Sent:** Tuesday, 2 February 2016 12:18 PM  
**To:** 'Ben Fairless'  
**Subject:** RE: Freedom of Information request - Fairless - CRM 2016/324  
[SEC=UNCLASSIFIED]

UNCLASSIFIED

Dear Mr Fairless,

In relation to your below email, I advise that we are currently liaising with the relevant line area to determine the volume of documents relevant to your request. Please note that we anticipate providing you with a response by Monday, 8 February 2016 if the grounds of your request have been removed.

Should you wish to discuss the matter further, please do not hesitate to contact us.

Regards,

TANYA (AFP 14692)  
A/TEAM LEADER, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO  
Tel +61(0) 2 61316131  
[www.afp.gov.au](http://www.afp.gov.au)

-----Original Message-----

From: Ben Fairless [<mailto:foi+request-1498-2465996d@righttoknow.org.au>]  
Sent: Friday, 22 January 2016 8:31 PM  
To: FOI  
Subject: Re: Freedom of Information request - Fairless - CRM 2016/324 [SEC=UNCLASSIFIED]

Dear Tanya,

If I was to limit the timeframe to 1 January 2015 - 1 July 2015 would that be sufficient to avoid a section 24AB notice?

I could also limit the scope to all emails sent and the response received, excluding automatic replies (if they exist).

Please let me know if these would assist the Department, if not, I'll give you a call next week to discuss the request further.

Yours sincerely,

Ben Fairless

-----Original Message-----

UNCLASSIFIED

Dear Mr Fairless,

FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

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Please refer to the attached correspondence in relation to your Freedom of Information request.

Regards,

TANYA (AFP 14692)  
A/TEAM LEADER, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO

Tel +61(0) 2 61316131

[1][www.afp.gov.au](http://www.afp.gov.au)

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#### References

##### Visible links

1. <http://www.afp.gov.au/>

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Please use this email address for all replies to this request:  
[foi+request-1498-2465996d@righttoknow.org.au](mailto:foi+request-1498-2465996d@righttoknow.org.au)

This request has been made by an individual using Right to Know. This message and any reply that you make will be published on the internet. More information on how Right to Know works can be found at:  
<https://www.righttoknow.org.au/help/officers>

If you find this service useful as an FOI officer, please ask your web manager to link to us from your organisation's FOI page.

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**From:** Ben Fairless <foi+request-1498-2465996d@righttoknow.org.au>  
**Sent:** Friday, 22 January 2016 8:31 PM  
**To:** FOI  
**Subject:** Re: Freedom of Information request - Fairless - CRM 2016/324  
[SEC=UNCLASSIFIED]  
  
**Categories:** Tanya

Dear Tanya,

If I was to limit the timeframe to 1 January 2015 - 1 July 2015 would that be sufficient to avoid a section 24AB notice?

I could also limit the scope to all emails sent and the response received, excluding automatic replies (if they exist).

Please let me know if these would assist the Department, if not, I'll give you a call next week to discuss the request further.

Yours sincerely,

Ben Fairless

-----Original Message-----

UNCLASSIFIED

Dear Mr Fairless,

Please refer to the attached correspondence in relation to your Freedom of Information request.

Regards,

TANYA (AFP 14692)  
A/TEAM LEADER, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO

Tel +61(0) 2 61316131

[1] [www.afp.gov.au](http://www.afp.gov.au)

FREEDOM OF INFORMATION ACT 1982  
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References

Visible links

1. <http://www.afp.gov.au/>

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Please use this email address for all replies to this request:  
[foi+request-1498-2465996d@righttoknow.org.au](mailto:foi+request-1498-2465996d@righttoknow.org.au)

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<https://www.righttoknow.org.au/help/officers>

If you find this service useful as an FOI officer, please ask your web manager to link to us from your organisation's FOI page.

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FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

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THE AUSTRALIAN FEDERAL POLICE

**From:** FOI  
**Sent:** Friday, 22 January 2016 12:02 PM  
**To:** 'foi+request-1498-2465996d@righttoknow.org.au'  
**Subject:** Freedom of Information request - Fairless - CRM 2016/324 [SEC=UNCLASSIFIED]  
**Attachments:** Section24(6) intention to refuse.docx

**UNCLASSIFIED**

Dear Mr Fairless,

Please refer to the attached correspondence in relation to your Freedom of Information request.

Regards,



**TANYA (AFP 14692)**  
A/TEAM LEADER, FREEDOM OF INFORMATION  
CHIEF COUNSEL PORTFOLIO  
Tel +61(0) 2 61316131  
[www.afp.gov.au](http://www.afp.gov.au)

**UNCLASSIFIED**

FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

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THE AUSTRALIAN FEDERAL POLICE

Our Ref: CRM 2016/324

22 January 2016

Mr Ben Fairless  
Right to Know  
Email: [foi+request-1498-2465996d@righttoknow.org.au](mailto:foi+request-1498-2465996d@righttoknow.org.au)

Dear Mr Fairless,

**Freedom of Information Request - Section 24AB(2) Notice**

I refer to your email dated 14 January 2016, seeking information under the *Freedom of Information Act 1982* (the Act).

1. Notice is hereby given under section 24AB(2) of the Act of an intention to refuse to grant access to the documents sought, pursuant to section 24AA of that Act. For the reasons outlined in paragraphs 6 through 9 below, the Australian Federal Police ("the AFP") is satisfied that the work involved in processing that request would substantially and unreasonably divert the resources of the AFP from its other operations.
2. I am the agency officer with whom you may consult with a view to making the request in such a form that would remove the grounds for refusal. I may be contacted on (02) 6131 6131.
3. The following information is provided to assist you in making a request in such a form that the grounds for the section 24AA refusal are removed.
4. Preliminary enquiries concerning your request for documents have been made which indicate that there is a large volume of documents which fall within the scope of your request.
5. The AFP maintains that to process your request in its current form would substantially and unreasonably divert the resources of the AFP from its other operations. Following is a forecast of the probable resource demands posed by your FOI Act request. The following estimate is the minimum, and it is highly likely that the actual work involved would far exceed the estimates provided.
6. There is a minimum of 125 hours of Freedom of Information staff time that would be required for tasks including identifying the documents, examination of documents for relevance, copying of documents and notification of a decision in relation to your request. This is a burden in terms of resources and is made relevant to a section 24AA(1) decision by virtue of sections 24AA(2)(a), (b), (c) and (d).

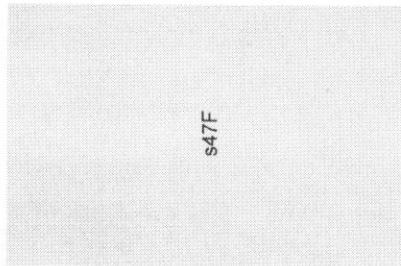
8. Given your request involves over 380 emails; we advise this could transmit to a minimum estimate of 760 pages. Again, this is only an initial estimate and does not include a precise number of documents and pages that may be attached to each email. To process your request in its current form would be a substantial burden on the Freedom of Information Team which will impact severely on other requests for information to the detriment of a number of other applicants.

9. You could consider narrowing your request within a reasonable form which would remove the ground for the section 24AB refusal. Rather than stating '*all emails sent and any replies to those emails*'; you could consider revising the scope of your request, for example: narrowing the time and period and only seeking emails sent to the address.

10. As noted above, I would of course be available to discuss the matter. Should you not avail yourself of this opportunity to consult within 14 days of the date of this letter, notice will be given of a decision to refuse access on the basis stated above.

11. An extract of sections 24AA and AB of the Act is attached for your information.

Yours sincerely,



Tanya (AFP 14692)  
Acting Team Leader  
Freedom of information

FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)

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## 24AA When does a *practical refusal reason* exist?

- (1) For the purposes of section 24, a *practical refusal reason* exists in relation to a request for a document if either (or both) of the following applies:
  - (a) the work involved in processing the request:
    - (i) in the case of an agency—would substantially and unreasonably divert the resources of the agency from its other operations; or
    - (ii) in the case of a Minister—would substantially and unreasonably interfere with the performance of the Minister's functions;
  - (b) the request does not satisfy the requirement in paragraph 15(2)(b) (identification of documents).
- (2) Subject to subsection (3), but without limiting the matters to which the agency or Minister may have regard, in deciding whether a practical refusal reason exists, the agency or Minister must have regard to the resources that would have to be used for the following:
  - (a) identifying, locating or collating the documents within the filing system of the agency, or the office of the Minister;
  - (b) deciding whether to grant, refuse or defer access to a document to which the request relates, or to grant access to an edited copy of such a document, including resources that would have to be used for:
    - (i) examining the document; or
    - (ii) consulting with any person or body in relation to the request;
  - (c) making a copy, or an edited copy, of the document;
  - (d) notifying any interim or final decision on the request.
- (3) In deciding whether a practical refusal reason exists, an agency or Minister must not have regard to:
  - (a) any reasons that the applicant gives for requesting access; or
  - (b) the agency's or Minister's belief as to what the applicant's reasons are for requesting access; or
  - (c) any maximum amount, specified in the regulations, payable as a charge for processing a request of that kind.

## 24AB What is a *request consultation process*?

### *Scope*

- (1) This section sets out what is a *request consultation process* for the purposes of section 24.

### *Requirement to notify*

- (2) The agency or Minister must give the applicant a written notice stating the following:
  - (a) an intention to refuse access to a document in accordance with a request;
  - (b) the practical refusal reason;
  - (c) the name of an officer of the agency or member of staff of the Minister (the *contact person*) with whom the applicant may consult during a period;
  - (d) details of how the applicant may contact the contact person;
  - (e) that the period (the *consultation period*) during which the applicant may consult with the contact person is 14 days after the day the applicant is given the notice.

### *Assistance to revise request*

- (3) If the applicant contacts the contact person during the consultation period in accordance with the notice, the agency or Minister must take reasonable steps to assist the applicant to revise the request so that the practical refusal reason no longer exists.
- (4) For the purposes of subsection (3), *reasonable steps* includes the following:
  - (a) giving the applicant a reasonable opportunity to consult with the contact person;

- (b) providing the applicant with any information that would assist the applicant to revise the request.

*Extension of consultation period*

- (5) The contact person may, with the applicant's agreement, extend the consultation period by written notice to the applicant.

*Outcome of request consultation process*

- (6) The applicant must, before the end of the consultation period, do one of the following, by written notice to the agency or Minister:
  - (a) withdraw the request;
  - (b) make a revised request;
  - (c) indicate that the applicant does not wish to revise the request.
- (7) The request is taken to have been withdrawn under subsection (6) at the end of the consultation period if:
  - (a) the applicant does not consult the contact person during the consultation period in accordance with the notice; or
  - (b) the applicant does not do one of the things mentioned in subsection (6) before the end of the consultation period.

*Consultation period to be disregarded in calculating processing period*

- (8) The period starting on the day an applicant is given a notice under subsection (2) and ending on the day the applicant does one of the things mentioned in paragraph (6)(b) or (c) is to be disregarded in working out the 30 day period mentioned in paragraph 15(5)(b).

Note: Paragraph 15(5)(b) requires that an agency or Minister take all reasonable steps to notify an applicant of a decision on the applicant's request within 30 days after the request is made.

*No more than one request consultation process required*

- (9) To avoid doubt, this section only obliges the agency or Minister to undertake a request consultation process once for any particular request.

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(COMMONWEALTH)

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**From:** [redacted] s47F on behalf of FOI  
**Sent:** Friday, 15 January 2016 1:42 PM  
**To:** 'Ben Fairless'  
**Subject:** Freedom of Information Request - CRM2016/324 [SEC=UNCLASSIFIED]

UNCLASSIFIED

Good Afternoon,

Your Freedom of Information Request

I refer to your below application in which you seek access to documents under the Freedom of Information Act 1982 (the Act).

Information considered irrelevant to the scope of your request

The AFP, in its management of FOI requests, excludes the following information on the basis that is irrelevant to the scope of a request:

- The middle names of AFP members.
- Direct telephone numbers and mobile telephone numbers of AFP members.
- Duplicate documents, including duplicate emails. The AFP will only provide emails where they form a final email chain and the authors/recipients are contained within the final email.
- Information that is publicly available, for example, newspaper articles, online publications including information available on the AFP Information Publication Scheme and the AFP disclosure log.

If you object to the AFP excluding any of the above information, please advise this office within seven days of receipt of this email.

Your request was received by this agency on 14 January 2016 and the 30 day statutory period for processing your request commenced from that date.

You will be notified of any charges in accordance with the Freedom of Information (Fees and Charges) Regulations, should they apply, in relation to your request as soon as practicable.

#### Information Publication Scheme

Please be advised that in accordance with section 8(2) of the Act, an agency is required to publish information on their website following the notification of a decision in respect of a freedom of information request.

The requirement to publish information released under FOI reinforces the objectives of the FOI Act to promote a pro-disclosure culture across government and to increase recognition that information held by government is a national resource. Exceptions to the requirement to publish information would apply to personal information and information concerning the business affairs of a person if it was considered 'unreasonable' to do so. Details of the decision may be published in a Disclosure Log which can be found at <http://www.afp.gov.au/about-the-afp/information-publication-scheme/routinely-requested-information.aspx>.

If, however, after noting the above, you wish to raise any concerns about the publication of information concerning your request prior to the notification of a decision, please advise this office in writing before 29 January 2016. If you do not raise any concerns prior to the date of the decision, the AFP will publish the information as notified to you in the decision.

Yours sincerely,  
Tammii

THE AUSTRALIAN FEDERAL POLICE

TAMMII (AFP22355)  
FREEDOM OF INFORMATION OFFICER  
CHIEF COUNSEL PORTFOLIO  
Tel +61(0) 2 61316131  
[www.afp.gov.au](http://www.afp.gov.au)

-----Original Message-----

From: Ben Fairless [<mailto:foi+request-1498-2465996d@righttoknow.org.au>]  
Sent: Thursday, 14 January 2016 10:47 PM  
To: FOI  
Subject: Freedom of Information request - 2015 Requests for Information - Apple

Dear Australian Federal Police,

I would like a copy of all emails sent to the Apple.com APAC Police Requests Email address ([apac\\_police\\_requests@apple.com](mailto:apac_police_requests@apple.com)) from the 1st of January 2015 until 31 December 2015, and any replies to those emails.

The above request is subject to the below exclusions:

- Duplicates of Documents
- Personal Information of individuals other than AFP members

Please treat this as a request for administrative access. If for some reason the request cannot be dealt with in this way, please treat it as a formal application under the Freedom of Information Act.

Yours faithfully,

Ben Fairless

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Please use this email address for all replies to this request:  
[foi+request-1498-2465996d@righttoknow.org.au](mailto:foi+request-1498-2465996d@righttoknow.org.au)

Is [foi@afp.gov.au](mailto:foi@afp.gov.au) the wrong address for Freedom of Information requests to Australian Federal Police?  
If so, please contact us using this form:  
[https://www.righttoknow.org.au/change\\_request/new?body=afp](https://www.righttoknow.org.au/change_request/new?body=afp)

This request has been made by an individual using Right to Know. This message and any reply that you make will be published on the internet. More information on how Right to Know works can be found at:  
<https://www.righttoknow.org.au/help/officers>

If you find this service useful as an FOI officer, please ask your web manager to link to us from your organisation's FOI page.

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FREEDOM OF INFORMATION ACT 1982  
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**Categories:** New Request

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Is [foi@afp.gov.au](mailto:foi@afp.gov.au) the wrong address for Freedom of Information requests to Australian Federal Police?  
If so, please contact us using this form:  
[https://www.righttoknow.org.au/change\\_request/new?body=afp](https://www.righttoknow.org.au/change_request/new?body=afp)

This request has been made by an individual using Right to Know. This message and any reply that you make will be published on the internet. More information on how Right to Know works can be found at:  
<https://www.righttoknow.org.au/help/officers>

If you find this service useful as an FOI officer, please ask your web manager to link to us from your organisation's FOI page.

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Pages 49 through 559 redacted for the following reasons:

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s37(2)(b), s47F, s47E(d)

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