



**AFP**

AUSTRALIAN FEDERAL POLICE

**FREEDOM OF INFORMATION**

GPO Box 401 Canberra City ACT 2601

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ABN 17 864 931 143

Our ref: CRM 2017/166

13 October 2016

Mr Phillip Sweeney

Via Email: [foi+request-2234-3ff7c59d@righttoknow.org.au](mailto:foi+request-2234-3ff7c59d@righttoknow.org.au)

Dear Mr Sweeney,

**Freedom of Information request**

I refer to your application dated 10 September 2016, under the *Freedom of Information Act 1982* (the Act) seeking the following:

*"I am seeking confirmation that the Australian Federal Police has received and retained a document with the title of Exhibit M "How the Commissioner of the Australian Federal Police can prove the Fraud". This document is dated 9 December 2014. I am seeking a copy of this document along with a copy of a letter to Commissioner Andrew Colvin APM OAM of the same date (AFP Ref: 5631483)."*

I, Jacqueline Ellery, Team Leader, Freedom of Information Team, am an officer authorised under section 23 of the Act to make decisions in relation to the Australian Federal Police.

I refer to the decision of 1 April 2015 in which this document was released to you in full (APF reference CRM 2015/372). As a decision has already been made in respect of this request, there is no requirement to make another decision in relation to this matter.

**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.

***REVIEW RIGHTS under Part VI of the Act: 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

***REVIEW RIGHTS under Part VII of the Act: 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 by the AFP. In making your application you will need to provide an address for notices to be sent (this can be an email address) and a copy of the AFP decision. It would also help if you set out the reasons for review in your application.

Section 54S of the Act provides for the timeframes for an IC review submission. For an *access refusal decision* covered by subsection 54L(2), the application must be made within 60 days. For an *access grant decision* covered by subsection 54M(2), the application must be made within 30 days.

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

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


***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 investigated.

Yours Sincerely,



Jacqueline Ellery  
Team Leader  
Freedom of Information  
Australian Federal Police