



16 December 2016

Our reference: LEX 23376

Mr James Smith

By email: [foi+request-2544-0ef7fdbbc@righttoknow.org.au](mailto:foi+request-2544-0ef7fdbbc@righttoknow.org.au)

Dear Mr Smith

### **Freedom of Information Request - Third Party Consultation**

I refer to your request dated 2 November 2016 and received by the Department of Human Services (the department) on the same date, for access under the *Freedom of Information Act 1982* (the FOI Act) to the following:

*'With respect to the pay rise recently announced for SES staff, I seek all relevant documents which address compliance with the Workplace Bargaining Policy 2015.*

*I also seek any documentation which details any productivity or productivity-related measures linked to the SES pay offer, in addition to any documentation where approvals were sought from the person authorised to grant the payrise'.*

#### *Third-party consultation - documents affecting personal privacy*

As your request covers documents which contain the personal information of other people, the department is required to consult with those individuals (under section 27A of the FOI Act) before making a decision on the release of those documents.

For this reason the period for processing your request has been extended by 30 days in order to allow the department time to consult with that individual (section 15(6) of the FOI Act).

The consultation mechanism under section 27A applies when the department considers the individual (or their representative) may wish to contend that the requested documents are exempt for reasons of personal privacy. The department will take into account any comments we receive from the individual. However, the final decision about whether to grant you access to the documents you requested rests with this department.

If you have any questions please email [FOI.LEGAL.TEAM@humanservices.gov.au](mailto:FOI.LEGAL.TEAM@humanservices.gov.au).

Yours sincerely

**Clara**

Authorised FOI Decision Maker  
FOI Legal Team  
FOI and Litigation Branch | Legal Services Division  
Department of Human Services