



18 November 2016

Mr Ben Fairless

Email: foi+request-2582-3fb8e0d3@righttoknow.org.au

In reply please quote:

FOI Request: FA 16/11/00184

File Number: ADF2016/65885

Dear Mr Fairless

Access Decision - Freedom of Information (FOI) request – Release of documents

This letter refers to an access request received under the *Freedom of Information Act 1982* (the FOI Act) on 2 November 2016, seeking access to:

a copy of the current FOI Delegations, and any related directions issued in respect of FOI.

Timeframe for processing your request

The FOI Act provides a statutory period for processing your request of 30 calendar days, unless an extension of time is agreed to, or provided for under a provision of the FOI Act.

The due date for a decision on your request is 2 December 2016.

Authority to make decision

I am an officer authorised under section 23 of the FOI Act to make decisions in respect of requests to access documents or to amend or annotate Departmental records.

Information considered

In reaching my decision, I have considered the following:

- the *Freedom of Information Act 1982*;
- the Australian Information Commissioner's FOI guidelines relating to access to documents held by government;
- the terms of your request;
- Departmental documents, (identified below); and
- consultation with relevant business areas

Decision

The Department has identified one (1) document that falls within the scope of your request. This document was in the possession of the Department on 2 November 2016 when your request was received.

My decision is to release in full the document in the possession of the Department which falls within the scope of your request. The document is listed below for your reference.

No.	Description	Reference (if applicable)	No. of folios
1.	Instrument of Arrangement 2015 Dated 1 July 2015	<i>Del 15/092</i>	2

Review rights

Internal review

If you disagree with my decision, you have the right to apply for an internal review by the Department of my decision. Any request for internal review must be provided to the Department within 30 days of you being notified of the decision. Where possible please attach reasons why you believe review of the decision is necessary. The internal review will be carried out by an officer other than the original decision-maker and the Department must make a review decision within 30 days.

Applications for review should be sent to:

Freedom of Information
Department of Immigration and Border Protection
PO Box 25 BELCONNEN ACT 2616

Or by email to: foi@border.gov.au

Review by the Office of the Australian Information Commissioner

You may apply directly to the Office of the Australian Information Commissioner (OAIC) for a review of my decision. You must apply in writing within 60 days of this notice. For further information about review rights and how to submit a review request to the OAIC, please see FOI fact sheet 12 '*Freedom of information – Your review rights*', available online at www.oaic.gov.au.

How to make a complaint about the handling of this FOI request

You may complain to the Australian Information Commissioner about action taken by the Department of Immigration and Border Protection in relation to your request.

Your enquiries to the Australian Information Commissioner can be directed to:

Phone 1300 363 992 (local call charge)
Email enquiries@oaic.gov.au

Contacting the FOI Section

If you wish to discuss this matter, I can be contacted using the details provided below.

Yours sincerely



Janelle Raineri
Freedom of Information Section
Department of Immigration and Border Protection

Telephone 02 6264 1580
Email foi@border.gov.au