

Our reference: FOI-000671

29 May 2017

Mr Jason Simpson

By email to: Jason Simpson foi+request-3456-491077a1@righttoknow.org.au

Dear Mr Simpson

Notice of Decision – Freedom of Information Request

I refer to your request received on 1 May 2017 under the *Freedom of Information Act 1982* (**FOI Act**) for access to the following information:

"I am seeking information pursuant to the Freedom of Information Act 1982 in regards to any changes made to the FWO "Our role" page <http://www.fairwork.gov.au/about-us/our-...> in the year of 2016. Please supply a list of all changes made to the page from January 1 2016 to 31 December 2016.

DECISION AND STATEMENT OF REASONS FOR DECISION

I am authorised by the Fair Work Ombudsman (**FWO**), under s. 23 of the FOI Act, to make decisions on requests for access to documents.

In accordance with s. 26 of the FOI Act, this is my Statement of Reasons.

In making my decision, I took into account the terms of your request, the FOI Act, the Australian Information Commissioner's Guidelines and the information received from the relevant business unit relating to the scope of your request.

The Website team have advised that there were two changes to the "Our role" page of the FWO website in 2016. These two changes are outlined in the attached document which provides a summary of the changes and a screen shot of the highlighted changes of "Our role" page as it appeared in 2015. I have decided that both of these documents should be released in full to you (**Attachment A**).

Review Rights

I have attached a document setting out your rights of review of this decision (**Attachment B**).

Website Publication

Subject to certain exceptions, s. 11C of the FOI Act requires agencies to publish online any information released in response to freedom of information requests. This must be done within 10 working days of the documents being released.

Because there is no personal or business information contained in the documents we are releasing to you, there is no reason not to publish the documents. As a result, the documents will shortly be included in the Disclosure Log available on the Fair Work Ombudsman's website (www.fairwork.gov.au/about-us/accessing-information).

Contact details

If you need further information, or would like to discuss this decision further, please direct your enquiries by email to foi@fwo.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Sally Dennington', with a stylized, cursive script.

Sally Dennington
Director, Customer Feedback and Information Access
Fair Work Ombudsman

Attachment A

Pages	Date	Author	Addressee	Description	Decision
001	01.05.16	FWO	FWO	2016 Changes to <i>FWO "Our role"</i> website page	Release in Full

INFORMATION ON RIGHTS OF REVIEW & COMPLAINTS

Rights of review

If you are dissatisfied with this decision you can apply for internal review by this agency (Option 1 below) or external review by the Australian Information Commissioner (IC Review) (Option 2 below).

You do not have to apply for internal review before seeking IC review. However, the Information Commissioner has expressed the view that it is preferable for a person to seek internal review by the agency before applying for IC Review. If you choose Option 1 (internal review), you can also apply for IC review of the internal review decision within 60 days after receiving notice of our decision.

Option 1 – Internal review

You can seek internal review of the decision. An application for internal review must be made in writing within 30 days after the date you were notified of the decision, or within such further period as the Fair Work Ombudsman allows. The internal review will be conducted by a senior officer who had no involvement in the initial decision.

There is no particular form required to make a request for internal review. However, it would help the reviewer if you said, in writing, why you think the decision should be reviewed.

An application for an internal review of the decision should be sent to:

Email: foi@fwo.gov.au
Fax: (02) 6204 2364
or
FOI Manager
GPO Box 9887
MELBOURNE VIC 3001

Option 2 – Review by the Australian Information Commissioner

Alternatively, you can apply in writing to the Australian Information Commissioner for IC review of the decision. An application for IC Review must be made within 60 days after the day you were given notice of this decision.

In making your application, you need to provide an address for notices to be sent (this can be an email address) and a copy of this decision. It would also help the Australian Information Commissioner if you set out the reasons for seeking IC review in your application.

To apply for IC review, please refer to the FOI Fact Sheet 13 issued by the Office of the Australian Information Commissioner (http://www.oaic.gov.au/images/documents/freedom-of-information/foi-factsheets/FOI_factsheet12_your-rights_online_July2012.pdf). You can file your application online at <https://forms.business.gov.au/aba/oaic/foi-review/> or download a complaint form from the OAIC's website www.oaic.gov.au.

Complaints

You can complain to the Australian Information Commissioner about action taken by the Fair Work Ombudsman in relation to your freedom of information request. Your complaint must be in writing and it is the Information Commissioner's preference that an online complaint form be completed. The form can be found at https://forms.business.gov.au/aba/landing.htm?formCode=ICCA_1. Alternatively, you can send a letter to the Office of the Australian Information Commissioner, GPO Box 5218, Sydney NSW 2001 or send an email to enquiries@oaic.gov.au.

The following changes were made to the Our role page in 2016:

March 22:

- Moved 'you might also be interested in' (YMABII) from the bottom to the right hand side of the page
- Removed 'Visa holders and migrants', 'Enforcing the legislation' and 'Powers of Fair Work Inspectors' as links in the YMABII section and replaced it with 'Our policies' and 'Inquiry reports'

April 14:

- Updated information on the 3rd dot point of our free services, adding information regarding assessing Fair Work Commission orders

You are viewing the current version of this page.

Our role

The Fair Work Ombudsman is an independent statutory office. Our jurisdiction is set out in the Fair Work Act and our services are free to all workers and employers in Australia.

Our main role is to:

- promote harmonious, productive and cooperative workplace relations
- ensure compliance with Australian workplace laws
- monitor certain 457 subclass visa arrangements.

Our free services include:

- a single point of contact for reliable and timely information about Australia's workplace relations system
- educating people working in Australia about fair work practices, rights and obligations
- assessing complaints or suspected breaches of workplace laws, awards and registered agreements **and some Fair Work Commission orders**
- litigating in some circumstances to enforce workplace laws and deter people from doing wrong in the community
- building strong and effective relationships with industry, unions and other stakeholders.

We work closely with the Fair Work Commission to ensure our services are integrated, timely, relevant and accessible to all Australians. Visit [The Fair Work Commission](#) and [us - what's the difference](#) page for information on how we differ from the Fair Work Commission.

Source reference: [Fair Work Act 2009 \(Cth\) section 682](#)

You might also be interested in

- [Our vision](#)
- [Our policies](#)
- **[Inquiry reports](#)**
- [Natalie James - The Fair Work Ombudsman](#)

What to do next

- Read the [About the Fair Work Ombudsman fact sheet](#)