

PO Box 7820  
CANBERRA BC ACT 2610

Please quote: LEX 4563

21 October 2013

Ms Ria Smit

By email:

foi+request-357-

b0f7d3a2@righttoknow.org.au



**Australian Government**

**Department of Human Services**

Dear Ms Smit

### **Re Your Freedom of Information Request**

1. I refer to your request received by the Department of Human Services (the department) on 20 August 2013 for access under the *Freedom of Information Act 1982* (FOI Act) to the following documents:

*"I desire to know how many aged pensioners received the "work bonus" in 2012-2013 tax year, which allows them to earn an extra \$250 p.p.p., and accumulate for later use any amount that is not used up to \$6500 per annum.*

*Also, what percentage of age pensioners does this represent?"*

2. I am authorised to make decisions under the FOI Act and my decision is set out below.

#### **Documents**

3. The department has produced data and identified one document as falling within the scope of your FOI request.

#### **Decision**

4. I have decided that the entire document is for release and I have enclosed a copy of this document.

#### **Rights of review**

5. I have enclosed information about your rights of review under the FOI Act at **Attachment A**.

6. Should you have any enquiries concerning this matter, please contact me via email to the FOI Legal Team via <[FOI.Legal.Team@humanservices.gov.au](mailto:FOI.Legal.Team@humanservices.gov.au)>.

Yours sincerely



Amanda McLeod  
Lawyer  
Freedom of Information and Information Release Branch  
Legal Services Division  
Department of Human Services

**To comment on our service**

- To comment on our service, go to [humanservices.gov.au/feedback](https://humanservices.gov.au/feedback)
- If you have a concern that our Customer Relations staff have not resolved to your satisfaction, you can call the Commonwealth Ombudsman on **1300 362 072**.

**INFORMATION ON RIGHTS OF REVIEW**

***FREEDOM OF INFORMATION ACT 1982***

**Application for review of decision**

The Freedom of Information Act 1982 (FOI Act) gives you the right to apply for a review of this decision. Under sections 54 and 54L of the FOI Act, you can apply for a review of this decision by:

- (i) an internal review officer in the Department of Human Services; or
- (ii) the Information Commissioner.

**Internal Review**

If you apply for internal review, it will be carried out by a different decision-maker who will make a fresh decision on your application. An application for review must be:

- made in writing;
- made within 30 days of receiving this letter; and
- sent to the address at the head of this letter.

No particular form is required, but it is desirable to set out in the application the grounds upon which you consider the decision should be reviewed.

If the internal review officer decides not to grant you access to all of the documents to which you have requested access, you have the right to seek a review of that decision by the Information Commissioner. You will be further notified of your rights of review at the time you are notified of the internal review decision.

Please note that if you apply for an internal review and a decision is not made by an internal review officer within 30 days of receiving the application, you have the right to seek review by the Information Commissioner for a review of the original FOI decision on the basis of a 'deemed refusal' decision. An application for Information Commissioner review in this situation must be made within 60 days of the date when the internal review decision should have been made (provided an extension of time has not been granted or agreed).

## Information Commissioner review

You must apply in writing within 60 days of the receipt of the decision letter and you can lodge your application in one of the following ways:

Online: <a href="http://www.oaic.gov.au">www.oaic.gov.au</a> Post: GPO Box 2999, Canberra ACT 2601 Fax: +61 2 9284 9666 Email: <a href="mailto:enquiries@oaic.gov.au">enquiries@oaic.gov.au</a>	In person: Level 8, Piccadilly Tower, 133 Castlereagh Street, Sydney NSW
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If a person has sought an internal review and no result of that review is provided within 30 days, then the applicant may apply to the Information Commissioner to review the matter.

An application form is available on the website at [www.oaic.gov.au](http://www.oaic.gov.au). Your application should include a copy of the notice of the decision that you are objecting to (if one was provided), and your contact details. You should also set out why you are objecting to the decision.

## **Complaints to the Commonwealth Ombudsman and Information Commissioner**

### ***Commonwealth Ombudsman***

You may complain to the Ombudsman concerning action taken by an agency in the exercise of powers or the performance of functions under the FOI Act. There is no fee for making a complaint. A complaint to the Ombudsman may be made in person, by telephone or in writing. The Ombudsman's contact details are:

Phone: 1300 362 072  
Website: [www.ombudsman.gov.au](http://www.ombudsman.gov.au)

The Commonwealth Ombudsman generally prefers applicants to seek review before complaining about a decision.

### ***Information Commissioner***

You may also complain to the Information Commissioner concerning action taken by an agency in the exercise of powers or the performance of functions under the FOI Act. There is no fee for making a complaint. A complaint to the Information Commissioner must be made in writing. The Information Commissioner's contact details are:

Telephone: 1300 363 992  
Website: [www.oaic.gov.au](http://www.oaic.gov.au)