



19 June 2017

Mr Cheval Sauer

Our Ref: 2017/3547

BY EMAIL ONLY: foi+request-3625-7b9795b1@righttoknow.org.au

Dear Mr Sauer,

RE: FREEDOM OF INFORMATION ACT 1982 APPLICATION – PACIFIC ADVENTURER

I refer to your request received by AMSA on 12 June 2017 in which you sought access to documents under the *Freedom of Information Act 1982* (the FOI Act). The request sought information relating to *Pacific Adventurer* incident in March 2009. Specifically, your request sought the following:

“overall, how much did this incident cost the hong kong owners, including ship repairs, fines, their donations to the clean up required, down time from the repairs and investigations, insurance claims from these losses including the lost cargo, owners of the shipping containers, and possibly the bad P.R. that would have resulted.”

This letter sets out my decision on your request for access. I am an authorised decision-maker under section 23 of the FOI Act.

Timeframe for processing your request

Your request was received by AMSA on 12 June 2017. The statutory period for processing your request is 30 days. The timeframe for processing your request therefore expires on 12 July 2017.

Decision

After taking all reasonable steps to locate relevant documents relating to your specific aforementioned request, I am satisfied that no such documents are in the possession of AMSA. I therefore resolve your application under s.24A(1) of the FOI Act on the basis that the requested documents do not exist.

I have consulted extensively with the AMSA employee who is responsible for maintaining the AMSA database that contains information of the nature you have sought. This consultation process included considering the subject matter of your request, the file and record management system used by AMSA, and identifying the individuals within AMSA who may be able to assist locating relevant documents.

Following this process I am satisfied that AMSA does not possess any documents of the nature described above relating to the marine incident in question.

However, I advise that two AMSA reports by the Incident Analysis Team are available publicly and may assist with your research:

- Operational and Technical Issues Report (https://www.amsa.gov.au/forms-and-publications/Publications/Final_Operational_Report.pdf)
- Strategic Issues Report (https://www.amsa.gov.au/forms-and-publications/Publications/Final_Strategic_Report.pdf)

Your review rights

If you are dissatisfied with my decision, you may apply for internal review or Information Commissioner review of the decision. We encourage you to seek internal review as a first step as it may provide a more rapid resolution of your concerns.

Internal review

Under section 54 of the FOI Act, you may apply in writing for an internal review of my decision. The internal review application must be made within 30 days of the date of this letter.

Where possible please attach reasons why you believe review of the decision is necessary. The internal review will be carried out by another officer within 30 days.

Information Commissioner review

Under section 54L of the FOI Act, you may apply to the Australian Information Commissioner to review my decision. An application for review by the Information Commissioner must be made in writing within 60 days of the date of this letter, and be lodged in one of the following ways:

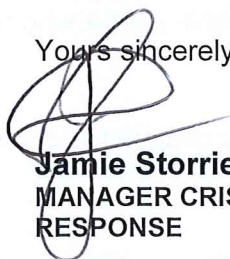
online: <https://forms.business.gov.au/aba/oaic/foi-review/>
email: enquiries@oaic.gov.au
post: GPO Box 2999, Canberra ACT 2601
in person: Level 3, 175 Pitt Street, Sydney NSW

More information about Information Commissioner review is available on the Office of the Australian Information Commissioner website. Go to www.oaic.gov.au/freedom-of-information/foi-reviews.

Contacts

If you have any queries about this notice, please do not hesitate to contact AMSA's FOI team at FreedomofInformation@amsa.gov.au.

Yours sincerely



Jamie Storrie
MANAGER CRISIS PREPAREDNESS AND RESPONSE
RESPONSE