



22 June 2017

Mr Mark Epps

Sent via email: foi+request-3652-998128d9@righttoknow.org.au

Our Ref: 1617/71.02

Dear Mr Epps

I am writing in relation to your request, made under the *Freedom of Information Act 1982* (**the FOI Act**), received by **nbn's** FOI Team on 21 June 2017.

Acknowledgment

As required by section 15(5) of the FOI Act, I acknowledge receipt of your request. In particular, you were seeking access to latest version of the Integrated Product Roadmap (**the IPR**), i.e. the next version following the [April 2017 IPR](#), which is published on **nbn's** website. Following discussions with relevant **nbn** staff, I was informed that the April 2017 version of the IPR is the latest version of that document. For reference, **nbn** generally publishes a revised version of the IPR on a quarterly basis and **nbn's** staff members are in the process of finalising the next version of the IPR. This should be up on line shortly.

No documents held

By the terms of your request, I made the assumption that you are seeking the final version of the IPR. As per section 24A(1) of the FOI Act, all reasonable steps have been taken to find relevant documents within the scope of this request and I am satisfied that such documents do not exist. I also refer you to the points, below, regarding **nbn's** carve-out from the application of the FOI Act.

nbn's Commercial Activities Exemption

I refer you to **nbn's** commercial activities exemption (**the CAE**), as per [section 7\(3A\)](#) and [Part II of Schedule 2](#) of the FOI Act. **Please be aware that documents that relate to nbn's "commercial activities" are not subject to the operation of the FOI Act and would likely be exempt from release.** The following link summarises and provides [general background information](#) concerning **nbn's** commercial activities carve-out. That background document references two Australian Information Commissioner reviews that considered **nbn's** CAE: the [Internode Decision](#) (in January 2012) and the [Battersby Decision](#) (in July 2013). While I am not making a formal decision, nor have I reviewed any documents, there is a possibility that documents falling within the terms of this request may be subject to the CAE, among other exemptions from release.

FOI Processing Period and Charges

The statutory period for processing an FOI request is 30 days, subject to any suspension of the processing period or extension of the time for deciding the application. Please also note that processing charges may be imposed in relation to FOI requests. You will be advised of any charges in relation to your request. For reference, **nbn's** approach to processing charges is outlined at the following hyperlink: Submission to the Office of the Australian Information Commissioner [Charges Review](#). In particular, **nbn** supports – and will generally apply – Recommendation 24 in the [Hawke Review into FOI Legislation](#), (**the Hawke Review**) as a benchmark in reviewing FOI applications. For your reference, Recommendation 24 suggests a **40-hour ceiling for all FOI processing charges**.

Yours faithfully,

David Mesman

General Counsel

FOI Privacy & Knowledge Management