



**Australian Government**  
**Department of Foreign Affairs and Trade**

FOI Ref: 1211/F458  
File No: 12/16858  
Date: 24 January 2013

Ms Evelyn Doyle  
Sent by email: [foi+request-4-72057347@righttoknow.org.au](mailto:foi+request-4-72057347@righttoknow.org.au)

Dear Ms Doyle,

**Re: Freedom of Information Request**

I refer to your current request for access under the *Freedom of Information Act 1982* (FOI Act) to documents relating to:

1. *All ministerial correspondence and briefs prepared for, and signed by the Minister for Foreign Affairs, the Hon Bob Carr MP and the Minister for Trade, the Hon Dr Craig Emerson MP in relation to sales of uranium to India; and*
2. *Briefings prepared for the Minister for Foreign Affairs, Senator the Hon Bob Carr and the Minister for Trade the Hon Dr Craig Emerson MP which outline risks in selling uranium to India, specifically relating to safeguards and the fact India is not a signatory to the Non-Proliferation Treaty. From the set of Possible Parliamentary Question briefs, only the most comprehensive and most recent briefings should be provided.*

*Naturally, I do not seek exempt Cabinet documents or legal advice.*

I am authorised under section 23 of the FOI Act to make access decisions, and have been appointed to be the decision-maker on your request as required by departmental procedures. I have been provided with the documents identified in searches within the Department as relevant to your request.

**Decision**

After careful consideration of the material and the terms and context of your request, I have identified 11 documents as being relevant to your request. I have decided to release all 11 documents in full, some with irrelevant material deleted.

Some material in the enclosed documents has been deleted under section 22 of the FOI Act, which allows material that is either irrelevant or exempt from release to be deleted, to enable the remaining material in the document to be released. Where I have deleted material in a document because it is irrelevant, I have noted on that part of the document that material has

been deleted under section 22 of the FOI Act. In my view, disclosing this material would disclose information that is reasonably regarded as irrelevant to your request.

Section 26 of the FOI Act provides that where access to a document has been denied in full or in part, a statement must be provided to the applicant setting out findings on material questions of fact, the material on which those findings were based, and the reasons for the decision. Please find this information below.

### **Material considered**

The material on which my decision is based includes:

- the request and the documents within the scope of the request;
- the FOI Act; and
- the Guidelines issued by the Office of the Australian Information Commissioner under section 93A of the FOI Act.

Notwithstanding my decision to release the documents in full, your review rights are as follows.

#### *Internal review*

Under the provisions of section 54 of the FOI Act, you are entitled to request a review of my access refusal decision. Your request should be directed to:

Director  
Freedom of Information and Privacy Law Section  
Department of Foreign Affairs and Trade  
R G Casey Building  
John McEwen Crescent  
BARTON ACT 0221

#### *Australian Information Commissioner*

Under the provisions of section 54 of the FOI Act, you are entitled to request a review by the Australian Information Commissioner of my access decision. You may also make a complaint to the Australian Information Commissioner under section 70 on the Department's performance of its functions or the exercise of power under the FOI Act.

Your request for review or complaint should be directed to:

GPO Box 2999, Canberra ACT 2601  
Telephone: 1300 363 992  
Fax: (02) 9284 9666  
Email: [enquiries@oaic.gov.au](mailto:enquiries@oaic.gov.au)

#### *Complaints to the Commonwealth Ombudsman*

You may complain to the Ombudsman concerning actions taken by an agency in the exercise of its powers or, more specifically, the performance of its functions under the FOI Act. There is no fee for making a complaint. The Ombudsman will conduct an independent investigation of your complaint.

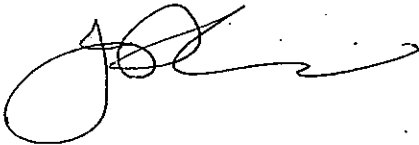
You may complain to the Ombudsman by calling or writing to:

Commonwealth Ombudsman  
GPO Box 442  
Canberra ACT 2601

Telephone: 1300 362 072  
Fax: (02) 6249 7829

Should you have any queries regarding this matter please contact your FOI case officer Ada Cheung on (02) 6261 3470.

Yours sincerely

A handwritten signature in black ink, appearing to be 'JR', with a long horizontal flourish extending to the right.

Jeff Robinson  
Assistant Secretary  
Arms Control & Counter-Proliferation Branch

FOI request – 1211-F458

All documents identified in search

FOI Doc	Commences at page	Number of pages	Date	Description	Access decision	Exemptions claimed by decision maker
1.	1	7	5/12/2012	PPQ F-82 I-2	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
2.	8	3	31/10/2012	E-mail covering talking points	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
3.	11	15	18/10/2012	E-mail covering Joint Statement and briefing	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
4.	26	8		Briefing	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
5.	34	3	05/12/2012	PPQ F-45, T-13, I-1	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
6.	37	1		Briefing	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
7.	38	2	31/05/2012	Letter Carr-Shaw	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
8.	40	6		Draft PPQ	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
9.	46	4	24/04/2012	Media talking points	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
10.	50	5	03/04/2012	Media talking points	Release, with irrelevant material deleted under s 22 1(a)(ii)	-
11.	55	3		PPQ 7.7	Release, with irrelevant material deleted under s 22 1(a)(ii)	-