



Ms Clarissa Loi

By email: foi+request-4528-2051afeb@righttoknow.org.au

Dear Ms Loi

1. I refer to your correspondence received by the Department of Jobs and Small Business (the Department) on 22 April 2018, in which you requested access under the *Freedom of Information Act 1982* (the FOI Act) to 'the latest documents that include:

...details of the tender documents for the jobactive 2015-2020 system that were sent to the relevant employment providers such as Max employment and the Salvation Army.'

Notice of intention to refuse your FOI request

2. I am writing to you under section 24AB(2) of the FOI Act to notify you of my intention to refuse your request, because I am satisfied that a practical refusal reason exists under paragraph 24AA(1)(b), for the reasons specified below.

Clarification of the scope of your request

3. Your request, as currently worded, does not satisfy the requirements of subsection 15(2)(b) of the FOI Act. That is, it does not provide sufficient information to enable the Department to identify the documents to which you are seeking access.
4. Firstly, it is unclear what timeframe you mean by the 'latest documents'. Without a specific timeframe, the Department cannot identify which documents fall within the scope of your request.
5. Secondly, it is unclear whether you are seeking access to a copy of the jobactive Request for Tender (publicly available at <https://www.jobs.gov.au/employment-services-2015-2020-rft-information>), or whether you are seeking access to other documents relating to the tender. If you are seeking access to other documents, it is unclear which documents you are seeking access to.
6. If this resource meets your requirement, I would be grateful if you would withdraw your request.

Request Consultation Process (section 24AB)

7. Before making a decision to refuse your request on the above grounds, I am providing you with an opportunity to contact me and make submissions in support of your request as currently worded, or revise the scope of your request, so that the practical refusal reason will no longer exist.
8. You have **14 days** from the day you receive this letter to contact me and do one of the following:
 - (a) withdraw your request;
 - (b) make a revised request; or
 - (c) indicate that you do not wish to revise the request.

9. You can contact me by writing to the following address:

Attention: Laura Davis
Information Law Team
Corporate Legal Branch
LOC: C12MT1-LEGAL
GPO Box 9880
CANBERRA ACT 2601

Alternatively you can send an email to foi@jobs.gov.au.

10. If you do not contact the Department within this period, your FOI request will be taken to have been withdrawn under subsection 24AB(7) of the FOI Act.

If you have any questions about this matter, please do not hesitate to contact me on (02) 6240 7310.

Yours sincerely



Laura Davis
Senior FOI Officer
Information Law Team
Corporate Legal Branch

24 April 2018