



**AFP**  
AUSTRALIAN FEDERAL POLICE

Our ref: CRM 2019/136

22 October 2018

Mr Asher Hirsch

By email only: [foi+request-4777-0a665d52@righttoknow.org.au](mailto:foi+request-4777-0a665d52@righttoknow.org.au)

Dear Mr Hirsch,

**Freedom of Information request**

I refer to your application dated 5 September 2018, under *the Freedom of Information Act 1982* (the Act) seeking the following:

*“Briefings to senior AFP officers relating to meeting in Lombok on August 5 2018 and remove the request for Ministerial briefings, which should be held by DHA”*

Attached at Annexure A to this letter is my decision and statement of reasons for that decision. A “Schedule of Documents” identified as falling into the scope of your request is at Annexure B.

**Information Publication Scheme (IPS)**

As notified to you on 6 September 2018 it has been decided to publish the documents in respect of your request. Publication of the documents and any relevant documents will be made on the AFP website at <http://www.afp.gov.au/about-the-afp/information-publication-scheme/routinely-requested-information.aspx> in accordance with timeframes stipulated in section 11C of the Act.

Yours sincerely,

Helen Drew  
Coordinator  
Freedom of Information Team  
Chief Counsel Portfolio

**STATEMENT OF REASONS RELATING TO AN FOI REQUEST BY  
Asher HIRSCH**

I, Helen Drew, Coordinator, Freedom of Information Team, am an officer authorised under section 23 of the Act to make decisions in relation to the Australian Federal Police.

What follows is my decision and reasons for the decision in relation to your application.

**BACKGROUND**

On 5 September 2018, this office received your application in which you requested:

*“Ministerial briefings and other briefings for senior officials relating to the meeting in Lombok on August 5 2018”*

On 19 September 2018, you agreed to revise the scope of your request as follows:

*“Briefings to senior AFP officers relating to meeting in Lombok on August 5 2018 and remove the request for Ministerial briefings, which should be held by DHA”*

On 25 September 2018, you agreed to an extension of time (of 14 days) pursuant to section 15AA of the Act.

On 15 October 2018, you agreed to exclude from the scope of your request briefings relating to AFP protection arrangements and information relating to the earthquake that occurred in Lombok.

On 19 October 2018, you agreed to an extension of time (of 7 days) pursuant to section 15AA of the Act.

**SEARCHES**

In relation to this request, the following searches for documents have been undertaken:

- a) a search of all records held by the relevant line areas within the AFP.

On 15 October 2018, the AFP undertook additional searches of records held by AFP Manager SE Asia. As a result of those searches, no additional documents relevant to the scope of the request were located.

**WAIVER OF CHARGES**

Given that the request has totalled only seven pages, I am waiving any further fees and charges which are normally associated with the processing of applications under the Act.

**DECISION**

I have identified one document relevant to your request. A schedule of the document and details of my decision in relation to the document is at Annexure B.

I have decided that the document itemised at Annexure B is released with deletions pursuant to subsections 22(1)(a)(ii) of the Act.

My reasons for this decision are set out below.

## **REASONS FOR DECISION**

### ***Folios to which subsection 22(1)(a)(ii) applies:***

Subsection 22(1)(a)(ii) of the Act provides that:

- “(1) *Where:*
- (a) *an agency or Minister decides:*
  - (ii) *that to grant a request for access to a document would disclose information that would reasonably be regarded as irrelevant to that request;”*

The documents or parts of documents identified in the Schedule under this section of the Act contain information which is considered irrelevant to the request. I have determined that information contained in some of the folios is irrelevant because it does not come within the scope of your application and thus falls outside the ambit of your request. This information refers to other issues which are not mentioned in your FOI application or is irrelevant to your application as you have agreed to exclude it from the scope of your request. Specifically, in accordance with our acknowledgement letter dated 6 September 2018, you agreed to exclude the names of AFP members, other than the Senior Executive, and direct telephone numbers, signatures and mobile telephone numbers of AFP members.

I therefore have found that those documents or parts of the documents would be reasonably be regarded as irrelevant to the request under subsection 22(1)(a)(ii) of the Act.

## **EVIDENCE/MATERIAL ON WHICH MY FINDINGS WERE BASED**

In reaching my decision, I have relied on the following documentary evidence:

- ❖ the scope of your application;
- ❖ the contents of the documents listed in the attached schedule;
- ❖ advice from AFP officers with responsibility for matters relating to the documents to which you sought access;
- ❖ *Freedom of Information Act 1982*; and
- ❖ Guidelines issued by the Office of the Australian Information Commissioner.

**\*\* YOU SHOULD READ THIS GENERAL ADVICE IN CONJUNCTION WITH THE LEGISLATIVE REQUIREMENTS OF THE FREEDOM OF INFORMATION ACT 1982 \*\***

## **REVIEW AND COMPLAINT RIGHTS**

If you are dissatisfied with a Freedom of Information decision made by the Australian Federal Police, you can apply for an internal or Information Commissioner (IC) Review. You do not have to apply for Internal Review before seeking an IC review.

You do not need to seek a review by either the AFP or the IC should you wish to complain about the AFP's actions in processing your request.

### ***REVIEW RIGHTS under Part VI of the Act***

#### ***Internal Review by the AFP***

Section 53A of the Act gives you the right to apply for an internal review in writing to the Australian Federal Police (AFP) within 30 days of being notified of a decision. No particular form is required. It would assist the independent AFP decision-maker responsible for the internal review if you set out in the application, the grounds on which you consider that the decision should be reviewed.

Section 54B of the Act provides that the internal review submission must be made within 30 days. Applications for a review of the decision should be addressed to:

Freedom of Information  
Australian Federal Police  
GPO Box 401  
Canberra ACT 2601

### ***REVIEW RIGHTS under Part VII of the Act***

#### ***Review by the Information Commissioner (IC)***

Alternatively, Section 54L of the Act gives you the right to apply directly to the IC or following an internal review by the AFP. In making your application you will need to provide an address for notices to be sent (this can be an email address) and a copy of the AFP decision. It would also help if you set out the reasons for review in your application.

Section 54S of the Act provides for the timeframes for an IC review submission. For an *access refusal decision* covered by subsection 54L(2), the application must be made within 60 days. For an *access grant decision* covered by subsection 54M(2), the application must be made within 30 days.

Applications for a review of the decision should be addressed to:

Office of the Australian Information Commissioner  
GPO Box 5128  
Sydney NSW 2001

Further, the OAIC encourages parties to an IC review to resolve their dispute informally, and encourages agencies to consider possible compromises or alternative solutions to the dispute in this matter. The AFP would be pleased to assist you in this regard.

Information about the IC review process can be found in Part 10 of the Guidelines which are available on our website at <http://www.oaic.gov.au/publications/guidelines.html>.



***RIGHT TO COMPLAIN under Part VIIB of the Act***

Section 70 of the Act provides that a person may complain to the IC about action taken by the Australian Federal Police in relation to your application.

A complaint to the IC may be made in writing and identify the agency against which the complaint is made.

The IC may be contacted on 1300 363 992. There is no particular form required to make a complaint, but the complaint should set out the grounds on which you consider the action should be investigated.

# SCHEDULE OF DECISION

Document No	Folio #	Exemption Claim	Description
1	1	s 22(1)(a)(ii)	s 22(1)(a)(ii)
			s 22(1)(a)(ii): Exempted material would disclose information that would reasonably be regarded as irrelevant to the request.
	2	s 22(1)(a)(ii)	s 22(1)(a)(ii)
	3	s 22(1)(a)(ii)	s 22(1)(a)(ii)
	4	s 22(1)(a)(ii)	s 22(1)(a)(ii)
	5	s 22(1)(a)(ii)	s 22(1)(a)(ii)
	6	s 22(1)(a)(ii)	s 22(1)(a)(ii)
	7	s 22(1)(a)(ii)	s 22(1)(a)(ii)



**Submission**

For decision  
PDMS Ref. MS18-000096

**To** Minister for Home Affairs  
Minister for Immigration and Border Protection

**Subject** COMMISSIONER COLVIN TRAVEL TO INDONESIA s22(1)(a)(ii)  
s22(1)(a)(ii) – 4 AUGUST 2018 THROUGH 16 AUGUST 2018.

**Timing** 30 July 2018 to allow final arrangements before travel

**Recommendations**

That you:

- 1. Note that Commissioner Colvin will travel to Indonesia, s22(1)(a)(ii) between 4 August 2018 and 16 August 2018 inclusive (travel costs are outlined for your awareness); and Noted / Discuss
- 2. Approve Deputy Commissioner Ramzi Jabour to perform the duties of Commissioner during the period of travel. Approved / not approved

Minister for Home Affairs  
Minister for Immigration and Border Protection

THIS DOCUMENT HAS BEEN DECLASSIFIED  
AND RELEASED IN ACCORDANCE WITH THE  
FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)  
BY THE AUSTRALIAN FEDERAL POLICE

Date:...../...../2018

Signature.....

## FOR OFFICIAL USE ONLY

Minister's Comments				
<b>Rejected</b> Yes/No	<b>Timely</b> Yes/No	<b>Relevance</b> <input type="checkbox"/> Highly relevant <input type="checkbox"/> Significantly relevant <input type="checkbox"/> Not relevant	<b>Length</b> <input type="checkbox"/> Too long <input type="checkbox"/> Right length <input type="checkbox"/> Too brief	<b>Quality</b> Poor 1.....2.....3.....4.....5 Excellent <b>Comments:</b>

### Key Issues

1. Commissioner Colvin will travel with you to Lombok, Indonesia for the Ministerial Council on Law and Security and the Subregion meeting on Counter Terrorism, s22(1)(a)(ii) s22(1)(a)(ii) between 4 August 2018 and 16 August 2018 to undertake a program of meetings and commitments.
2. A schedule of proposed meetings is attached.
3. The Commissioner will be accompanied by his Executive Officer, s22(1)(a)(ii) for the Indonesian travel component; s22(1)(a)(ii) s22(1)(a)(ii) s22(1)(a)(ii) The total estimated cost for this travel is \$41,400 and full details are provided in the attachments.
4. If approved by you, Deputy Commissioner Ramzi Jabbour will perform the duties of the Commissioner for the period the Commissioner is away.

### Background

5. The AFP enjoys strong relationships with the major and federal law enforcement agencies in the Indonesia, s22(1)(a)(ii) and this visit provides an opportunity for Commissioner Colvin to engage with partner's at the most senior level and further solidify existing relationships.
6. Whilst in the Indonesia, Commissioner Colvin will support your ministerial visit and engage with international counterparts and AFP deployed staff. Meetings and engagements will focus on Australian national security issues, not limited to counter terrorism, transnational organised crime, and trends in policing and national security.

7.

s22(1)(a)(ii)



s22(1)(a)(ii)

8.

s22(1)(a)(ii)

### Consultation – internal/external

9. The AFP has engaged with Indonesia s22(1)(a)(ii) counterparts to arrange relevant meetings, and will consult internally and across the portfolio as necessary to ensure full briefing in advance of meetings.

### Consultation – Commissioner

10. Submission prepared in Commissioner's office.

### Expected reaction

11. These meetings are expected to be received positively by counterparts. The meetings are high level and strategic in nature with key international partners and external stakeholders critical to the AFP's mandate.

### Sensitivities

12. Minister Dutton has been briefed on a sensitive matter relating to a pacific partner which may impact on part of the proposed travel.

### Financial/systems/legislation/deregulation/media implications

13. The total estimated cost for this travel is \$41,400.

14. s22(1)(a)(ii)

### Attachments

**Attachment A** · Schedule of proposed meetings

**Attachment B** · Commissioners Travel Itinerary – FLIGHTS

**Attachment C** · Commissioners Travel Itinerary – COST ESTIMATES

Authorising Officer

Ramzi Jabbour  
Performing the duties of Commissioner  
Australian Federal Police

25 July 2018

AFP Contact Officer: s 22(1)(a)(ii) Executive Officer to the Commissioner s 22(1)(a)(ii)

THIS DOCUMENT HAS BEEN DECLASSIFIED  
AND RELEASED IN ACCORDANCE WITH THE  
FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)  
BY THE AUSTRALIAN FEDERAL POLICE

**ATTACHMENTS:**

**ATTACHMENT A**

**SCHEDULE OF PROPOSED MEETINGS**

**1. PROPOSED ENGAGEMENT PROGRAM – INDONESIA :**

It is proposed that the Commissioner, in support of Minister Dutton, along with [redacted] s22(1)(a)(ii) will travel to Indonesia 4 and 7 August 2018 inclusive to attend meetings partners including;

- Minister Dutton’s engagement program relating to the Ministerial Council on Law and Security and the Subregional meeting on Counter Terrorism.

- [redacted] s22(1)(a)(ii)

[redacted]

THIS DOCUMENT HAS BEEN DECLASSIFIED  
AND RELEASED IN ACCORDANCE WITH THE  
FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)  
BY THE AUSTRALIAN FEDERAL POLICE

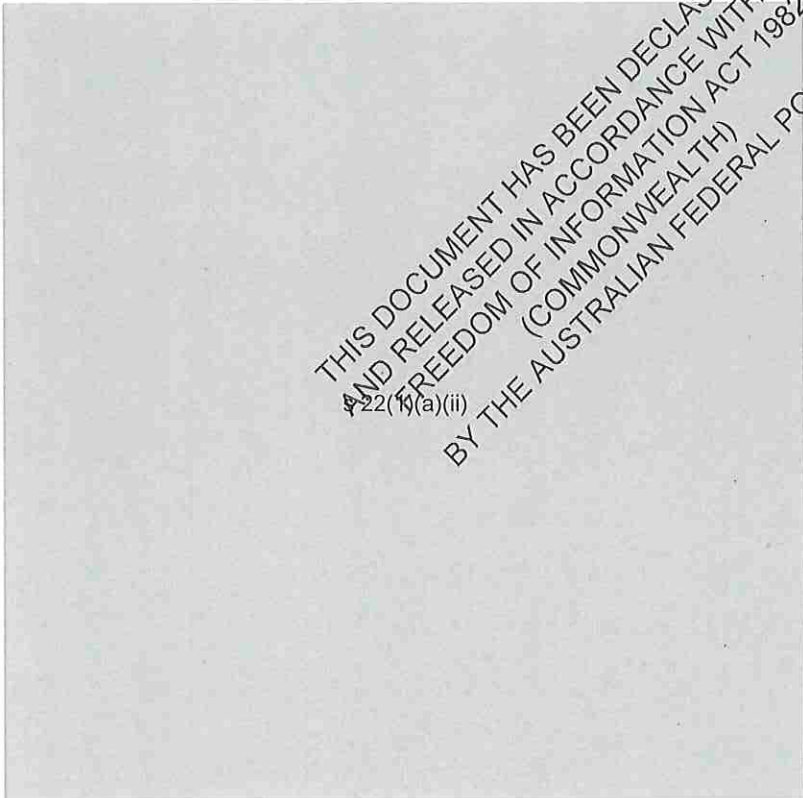
[redacted]

s22(1)(a)(ii)

COMMISSIONER'S TRAVEL ITINERARY

4 – 16 AUGUST 2018 - FLIGHT ITINERARY

Local Time	Date / Details
	<b>4 August 2018</b>
06:10	Depart Canberra to Melbourne [Colvin s22(1)(a)(ii)]
07:20	Arrive Melbourne
09:15	Depart Melbourne to Denpasar
13:15	Arrive Denpasar
16:00	Depart Denpasar to Lombok
16:50	Arrive Lombok
	<b>6 August 2018</b>
13:10	Depart Lombok to Denpasar [Colvin s22(1)(a)(ii)]
14:00	Arrive Denpasar



THIS DOCUMENT HAS BEEN DECLASSIFIED  
AND RELEASED IN ACCORDANCE WITH THE  
FREEDOM OF INFORMATION ACT 1982  
(COMMONWEALTH)  
BY THE AUSTRALIAN FEDERAL POLICE



## COMMISSIONER'S TRAVEL

## 4 - 16 AUGUST 2018 - COST ESTIMATES

ITEM	ESTIMATE (AUD)
<b>Air Fares –Commercial</b> (cost is an estimate)	
Colvin - Business	\$13,000.00
Lee - Business	\$8500.00
s22(1)(a)(ii) - Business	\$4600.00
s22(1)(a)(ii) - Business	\$8500.00
<b>Accommodation (cost is an estimate)</b>	
Colvin s22(1)(a)(ii) 6 Nights in Indonesia - \$4800 AUD.	\$2400.00 per person
Colvin s22(1)(a)(ii) 4 Nights in s22(1)(a)(ii) - \$2000 AUD	\$4000.00 per person
Colvin s22(1)(a)(ii) 2 Nights in s22(1)(a)(ii) - \$2000 AUD	\$1000.00 per person
Colvin/ Lee s22(1)(a)(ii) 3 Nights in s22(1)(a)(ii) - \$4500	\$1500.00 per person
<b>Meals and incidentals</b>	
Colvin - 13 days @ \$200/day	\$2600.00
s22(1)(a)(ii) - 5 days @ \$200/day	\$1000.00
s22(1)(a)(ii) - 8 days @ \$200/day	\$1600.00
<b>TOTAL</b>	<b>\$41400.00</b>