



**Australian Government**  

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**Australian Public Service Commission**

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By email: [foi+request-5221-1fcb5b4d@righttoknow.org.au](mailto:foi+request-5221-1fcb5b4d@righttoknow.org.au)

Our reference: C19/268

Dear Sir/Madam

**Freedom of Information Request**

I am writing in response to your request for access to documents held by the Australian Public Service Commission (the Commission), made under the *Freedom of Information Act 1982* (FOI Act). Your request was received by this office on 20 January 2019.

You requested access to a copy of an email message extracted at paragraph 146 of the Fair Work Commission decision [2019] FWCFB 143.

**Decision**

I am an authorised decision maker under section 23 of the FOI Act. Subject to the redaction of irrelevant material, I have decided to grant you access to the requested document. A copy of the requested document is attached.

**Section 22 – Deletion of irrelevant material**

Section 22 of the FOI Act provides that an agency may edit copies of a requested document to remove matter within the documents that is irrelevant to the scope of a request.

In your request you agreed to the redaction of names of persons other than the Australian Public Service Commissioner or employees of the Commission. I have therefore redacted the names of the recipients of the email message. I have also redacted the telephone numbers of the author of the document.

**Review rights**

You are entitled to seek review of this decision. Your rights are set out at **Attachment A** to this letter.

**Contacts**

If you require clarification of any of the matters discussed in this decision, you may contact the Commission's FOI coordinator by email at [foi@apsc.gov.au](mailto:foi@apsc.gov.au).

Yours sincerely

Emma Enzerink  
Authorised FOI decision maker

24 January 2019

You can contact the Information Commissioner to request a review of a decision or lodge a complaint in one of the following ways:

**Email:** enquiries@oaic.gov.au

**Post:** GPO Box 2999  
CANBERRA ACT 2601

**\*Please note:** On 13 May 2014, the Australian Government announced a decision to disband the Office of the Australian Information Commissioner (OAIC). However, the OAIC remains operational until further notice. Information on the OAIC public website advises that Information Commissioner Reviews will continue to be handled by the OAIC and FOI complaints will be referred to the Commonwealth Ombudsman. Please contact the OAIC on the details above if you require further information.

#### The Commonwealth Ombudsman

You can complain to the Commonwealth Ombudsman concerning action taken by an agency in the exercise of powers or the performance of functions under the FOI Act.

The Ombudsman will consult with the Information Commissioner before investigating a complaint about the handling of an FOI request.

A complaint to the Commonwealth Ombudsman may be made orally or in writing. No particular form is required to make a complaint to the Ombudsman, but the request should be in writing and should set out the grounds on which it is considered that the action taken in relation to the FOI request should be investigated. The Ombudsman may be contacted in one of the following ways:

**Email:** [ombudsman@ombudsman.gov.au](mailto:ombudsman@ombudsman.gov.au)

**Telephone:** 1300 362 072 (local call charge)

**Post:** Commonwealth Ombudsman  
GPO Box 442  
CANBERRA ACT 2601

**From:** SPACCAVENTO,Marco [[Marco.Spaccavento@Apsc.gov.au](mailto:Marco.Spaccavento@Apsc.gov.au)]  
**Sent:** Wednesday, July 22, 2015 06:10 PM AUS Eastern Standard Time

**To:** [REDACTED]  
s.22

**Cc:** CROSTHWAITE,Kerren; TAIT,Donna  
**Subject:** Timing of Enterprise Agreement ballots [DLM=Sensitive]

### Sensitive

Dear Colleagues

As you may be aware from recent discussions, there are now a number of agencies who are close to being able to put EAs out for a vote. We have identified your agencies as those who are in this category, or who could be with some quick work on obtaining final approvals. You or your staff may have already had discussions with me or other staff from the APSC along those lines.

Given recent experience, we think there is value in a co-ordinated approach to timing, such that a number of EAs are put out to a vote on or near the same day. Our informal discussions with agencies so far suggest thinking is coalescing around two clusters of voting dates: a first group around the week commencing 17 August and a later group in or about the week commencing 31 August.

With that in mind, would you let me know:

- whether you'd be interested in being part of a coordinated strategy; and
- whether you think you will be sufficiently advanced in terms of bargaining and approvals in the next week or two, to be able to facilitate this.

We will do everything we can from our end to facilitate the necessary policy approvals.

Given the sensitivities involved, we'd ask that these discussions be treated confidentially.

If you'd like to discuss further, please feel free to contact me on [REDACTED] s.22

Thanks  
Marco

**Marco Spaccavento** | A/g Group Manager  
Workplace Relations Group

Australian Public Service Commission  
Level 6, Aviation House, 16 Furzer Street, PHILLIP ACT 2606

P: [REDACTED] s.22 | [REDACTED] s.22 | E:[marco.spaccavento@apsc.gov.au](mailto:marco.spaccavento@apsc.gov.au)