



10 May 2019

FOI ref: 2483

By email: [foi+request-5249-88b29c5b@righttoknow.org.au](mailto:foi+request-5249-88b29c5b@righttoknow.org.au)

Dear Nil

### Freedom of Information Request - Decision

I refer to your request to the Department of the Treasury (the **Treasury**) on 11 April 2019, for access under the *Freedom of Information Act 1982* (the **FOI Act**) to the following:

*I seek access to any documents held by Treasury that relate to my FOI application dated 6 February 2019, and that were provided to, or received from:*

- *the Minister for Finance and the Public Service and/or his office; and/or*
- *the Treasurer and/or his office.*

I am an authorised decision maker under section 23 of the FOI Act.

#### Decision

The Treasury has identified six documents that contain material in the scope of your request.

I have decided to release those parts of the documents relevant to your request. That is, the parts relevant to your FOI request dated 6 February 2019. Information irrelevant to your request has been redacted under section 22 of the FOI Act. The documents are listed in the schedule to this letter and attached.

Further information regarding my decision is set out below.

#### Material Considered

The material to which I have had regard in making this decision includes:

- the scope of the FOI request
- the content of the documents subject to your request;
- the relevant provisions in the FOI Act;
- advice from subject matter experts within the Treasury;
- the Guidelines issued by the Australian Information Commissioner under s93A of the Freedom of Information Act 1982 (the **FOI Guidelines**).

**Reasons for decision****Material deleted pursuant to Section 22**

Section 22 of the FOI Act allows for information that is irrelevant to your request to be deleted.

The documents in the scope of your request contain the names and direct phone numbers of government employees. We informed you in our email of 16 April that it is our usual practice not to include the personal information of government employees and invited you to inform us if you did not agree with us processing the request on this basis. As we did not hear from you, the personal information of government employees have been excluded from the scope of your request and redacted under section 22 of the FOI Act.

The documents containing the material in scope of your request also contain material that does not relate to your FOI request of 6 February 2019. I have therefore deleted this material under section 22 of the FOI Act.

**Rights of Review**

A statement setting out your rights of review in this matter is attached.

**Disclosure Log**

The Treasury publishes all documents disclosed in response to FOI requests (other than personal or business information that would be unreasonable to publish) on the Treasury website at the same time as the applicant receives the response. This is consistent with the arrangements established by section 11C of the FOI Act.

Yours sincerely



Matt Flavel  
Deputy Secretary  
Corporate Services and Business Strategy Group

## FOI 2483 Document Schedule

Doc No.	Description	Decision
1	Document extract – status update	Release in full Section 22 – staff information
2	Document extract – status update	Release in full Section 22 – staff information
3	Document extract – status update	Release in full Section 22 – staff information
4	Email – ‘Upcoming FOI releases – 8 March 2019’	Release in full Section 22 – staff information
5	Attachment - document set released 8 March 2019	Release in full
6	Document extract – status update	Release in full Section 22 – staff information

## INFORMATION ON RIGHTS OF REVIEW

### 1. APPLICATION FOR INTERNAL REVIEW OF DECISION

Section 54 of the Freedom of Information Act gives you the right to apply for an internal review of the decision refusing to grant access to documents in accordance with your request.

Application for a review of the decision must be made in writing within 30 days of receipt of this letter.

No particular form is required but it would assist the decision-maker if you could set out in the application the grounds on which you consider that the decision should be reviewed.

Application for a review of the decision should be emailed to [FOI@Treasury.gov.au](mailto:FOI@Treasury.gov.au).

OR

### 2. APPLICATION TO AUSTRALIAN INFORMATION COMMISSIONER (INFORMATION COMMISSIONER) FOR REVIEW OF DECISION

Section 54L of the FOI Act gives you the right to seek a review of the decision from the Information Commissioner. An application for review must be made within 60 days of receiving the decision.

Applications for review must be in writing and must:

- give details of how notices must be sent to you; and
- include a copy of the notice of decision.

You should send your application for review to:

The Information Commissioner  
Office of the Australian Information Commissioner  
GPO Box 5218  
SYDNEY NSW 2001

AND/OR

### 3. COMPLAINTS TO THE INFORMATION COMMISSIONER

Section 70 of the FOI Act provides that a person may complain to the Information Commissioner about action taken by an agency in the exercise of powers or the performance of functions under the FOI Act.

A complaint to the Information Commissioner must be in writing and identify the agency the complaint is about. It should be directed to the following address:

The Information Commissioner  
Office of the Australian Information Commissioner  
GPO Box 5218  
SYDNEY NSW 2001

The Information Commissioner may decline to investigate the complaint in a number of circumstances, including that you did not exercise your right to ask the agency, the Information Commissioner, a court or tribunal to review the decision.