



ASIC
Australian Securities &
Investments Commission

**Australian Securities
and Investments Commission**

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Steven

Our Reference: FOI 190-2019

Email: foi+request-5624-451f863c@righttoknow.org.au>

26 September 2019

Dear Steven

**FREEDOM OF INFORMATION ("FOI") APPLICATION –
Notice to Identify Documents under Section 24AB of the FOI Act**

I refer to your request dated 11 September 2019 under the *Freedom of Information Act 1982 (FOI Act)* in which you seek access to information in the possession of the Australian Securities and Investments Commission (**ASIC**).

Your request seeks access to the following:

"who owns this ABN 32 790 228 959

Entity name

*DEPARTMENT OF JUSTICE AND COMMUNITY SAFETY Department of Justice and
Community Safety DEPARTMENT OF JUSTICE AND REGULATION STATE OF VICTORIA -
DEPARTMENT OF JUSTICE & REGULATION STATE OF VICTORIA - DEPARTMENT OF
JUSTICE STATE OF VICTORIA - DEPARTMENT OF JUSTICE*

I do not see the word Government in any of these entity names above

Business Names

BUTTERFLY WHISPERS WORKSHOPS

PEEP-KING -----{ this sounds like a kings cross peep show}

AREM ENTERPRISE INVESTMENT

AREM PROPERTY INVESTMENT

GEELONG AND SURFCOAST LEAF PROTECTION

Trading Names

DEPARTMENT OF JUSTICE

IMES

Infringement Management & Enforcement Services Sheriffs Office Victoria

Residential Tenancies Bond Authority RTBA Coroners Court of Victoria Office of the

Special Investigations Monitor Victorian Government Solicitor's Office Registrar of

Births Deaths & Marriages Victoria Registry of Births Deaths & Marriages OESC

Office of Emergency Services Commissioner CAV Consumer Affairs Victoria

Enforcement Management Major Procurement Program Office MPPO Professional

Standards Council BEST Bureau of Emergency Services Telecommunications VCAT

*Dispute Settlement Centre Road Safety Enforcement Technology Victim Support
 Agency Corrections Victoria Sentencing Advisory Council JUDICIAL COLLEGE OF
 VICTORIA BOOKMAKER & BOOKMAKERS CLERK'S REGISTRATION COMMITTEE
 GAMBLING RESEARCH PANEL LIQUOR LICENSING VICTORIA RACING APPEALS
 TRIBUNAL TRADE MEASUREMENT VICTORIA THE OFFICE OF PUBLIC PROSECUTIONS
 PRIVACY VICTORIA OFFICE OF THE VICTORIAN PRIVACY COMMISSIONER VICTORIAN
 LAW REFORM COMMISSION ADULT PAROLE BOARD VICTORIA ASSET CONFISCATION
 OFFICE BUSINESS LICENSING AUTHORITY CONSUMER CREDIT FUND COUNCIL
 AGAINST VIOLENCE COUNTY COURT OF VICTORIA DONOR TISSUE BANK OF VICTORIA
 ESTATE AGENTS COUNCIL MAGISTRATES COURT VICTORIA MOTOR CAR TRADERS
 GUARANTEE FUND CLAIMS COMMITTEE OFFICE OF THE PUBLIC ADVOCATE
 PROSTITUTION CONTROL ACT MINISTERIAL ADVISORY COMMITTEE SUPREME COURT
 OF VICTORIA VICTORIA STATE EMERGENCY SERVICE VICTORIAN CIVIL AND
 ADMINISTRATIVE TRIBUNAL VICTORIAN COMMUNITY COUNCIL AGAINST VIOLENCE
 VICTORIAN GOVERNMENT SOLICITOR VICTORIAN INSTITUTE OF FORENSIC MEDICINE*

*all these trading names must share the same bank account if they are all under the 1
 ABN or am I missing something ?”*

Your request

I advise that your request, in its current form, does not constitute a valid request.

The request fails to provide such information concerning the **specific document** sought, that would reasonably enable the agency to identify it.

Section 15(2)(b) of the FOI Act states that the request must "provide such information concerning the document as is reasonably necessary to enable a responsible officer of an agency, ... to identify [the document]".

As section 15(2)(b) has not been met ASIC may, in accordance with section 24AA(1)(b) of the FOI Act, refuse to process your application.

Lists of information

The right of access under the FOI Act applies to documents that exist at the time the FOI request was made. It generally does not require an agency to create a new document in response to a request for access.

Australian Business Numbers

The Australian Business Register (**ABR**) is responsible for the registration of a Australian Business Number (**ABN**). You may search free data about an ABN using the [ABN Lookup](#) tool on their website.

Clarification sought

Your request is framed in such a way that it does not identify what specific documents you seek. For me to be able to process this request, you will need to provide me with sufficient details relating to the documents sought.

Your clarification is returnable to me

Should you wish to clarify your request, you are required to contact me (in writing) within 14 days after the date that you receive this letter **Thursday 10 October 2019**, (the consultation period).

Pursuant to section 24AB(6) of the FOI Act, before the end of the consultation period you are required to have done one of the following:

- (a) withdrawn the request,
- (b) made a revised request, or
- (c) indicated that you do not wish to revise the request

If I have not heard from you by **10 October 2019** I will proceed to process your application in its current form and in accordance with sections 24AB(6) and s24AB(7) of the Act, it will be taken to be withdrawn.

Exemptions (documents excluded from FOI)

Documents (including extracts) publicly available for a fee

Where a document is publicly available for a **fee**, it is **excluded** from the operation of the FOI Act pursuant to section 12(1)(b), which states that "a person is not entitled to obtain access under this Part to ... a document that is open to public access, as part of a public register or otherwise, ... where that access is subject to a fee or other charge".

Timing of decision

Pursuant to section 15(5)(b) of the FOI Act, an application must be processed within 30 days. However, please note that in accordance with section 24AB(8) of the FOI Act, the time for **processing your request is suspended** from the day that you receive this letter and resumes on the day after ASIC receives from you, a request in writing which contains sufficient information to identify the documents sought.

Should you have any questions about your Freedom of Information request, you may contact me by email at grace.gagliano@asic.gov.au.

Yours sincerely

Grace Gagliano

Registry

(Authorised Decision-maker pursuant to section 23(1) of the FOI Act)