



Australian Government

Department of Health

Department Reference: 223-1314

Mr Michael Johnstone
Right to Know Organisation

By email: foi+request-575-bbe7f37f@righttoknow.org.au

Dear Mr Johnstone

FREEDOM OF INFORMATION REQUEST – NOTIFICATION OF RECEIPT

I am writing to notify you in accordance with s16 of the *Freedom of Information Act 1982* (FOI Act) on 31 March 2014, your request to the Department of Foreign Affairs and Trade (DFAT) was transferred to the Department of Health as DFAT was not the lead agency in relation to the litigation for this case. Your request for access under the FOI Act is as follows:

'a copy of documents showing the expenses incurred by the Australian government as a result of engaging in the legal case Philip Morris Asia Limited v The Commonwealth of Australia, UCITRAL, PCA Case No. 2012-12'

Your request will be processed in accordance with the provisions of the FOI Act, under which, the Department is required by paragraph 15(5)(b) to take all reasonable steps to notify you of a decision not later than 30 calendar days after the above receipt date.

In the case of your request, the due date for a decision is 30 April 2014 unless the 30 day period is extended for the reasons summarised below.

The 30-day period may be extended where either:

- We notify you that you are liable to pay a charge; or
- We are required to consult a third party,

in either of which you will be advised and given more details.

The time period may also be extended with your written agreement.

You can access the FOI Act at the following website:

<http://www.comlaw.gov.au/Details/C2014C00041>

2.

The Department will be in contact with you in the near future about the processing of your request, including if you will be required to pay a charge or if we need to consult a third party. You can contact the FOI Unit on (02) 6289 1666, or via email at FOI@health.gov.au, should you have any enquiries.

Yours sincerely

A handwritten signature in black ink, appearing to be a stylized 'R' or similar character.

FOI Unit
Legal Services Branch

April 2014