



ASIC
Australian Securities &
Investments Commission

**Australian Securities
and Investments Commission**

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16 March 2020

John Smith

By email: foi+request-6216-44f6ce4c@righttoknow.org.au

Dear Mr Smith,

Acknowledgement of Freedom of Information Request – Ref 041-2020

I refer to your email received by the Australian Securities and Investments Commission (**ASIC**) on 11 March 2020 in which you seek access to the following under the *Freedom of Information Act 1982* (Cth) (**FOI Act**):

Please provide a copy of ASIC's guidelines for determining whether to pursue a case as a criminal matter, rather than a civil matter.

The 30 day statutory time period for processing your request commenced on the day after the day on which your request was received (s 15(5) of the FOI Act). The due date to issue a decision on your request is therefore 10 April 2020. As 10 April 2020 is a public holiday, the due date is extended to **14 April 2020**, being the next day that is not a Saturday, Sunday or a holiday.¹ The period of 30 days may be extended if we need to consult third parties or for other reasons. We will advise you if this happens.

Please note that information released under the FOI Act may later be published online on the ASIC [disclosure log](#), subject to certain exceptions. (For example, personal or business information will not be published where this would be unreasonable).

If you wish to discuss this matter, I can be contacted by phone or email as below.

Yours sincerely,

Haydar Tuncer
Senior Freedom of Information Officer
Australian Securities and Investments Commission
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Email: haydar.tuncer@asic.gov.au

¹ *Acts Interpretation Act 1901* (Cth) s 36(2)