



Administrative Appeals Tribunal

Principal Registry

Our ref: 2020/0068

18 September 2020

Mr John Smith

foi+request-6409-3431027e@righttoknow.org.au

Dear Mr Smith

Re: Freedom of Information Internal Review of Request 2020/0068

Thank you for your email dated 18 September 2020 in which you state that the grounds of your internal review request included an issue that was not addressed in my letter of 17 September 2020.

I have reviewed the records of this review and note that you lodged your request for internal review in two separate emails, one of which did include the additional issue:

I seek to know the individual's payment amounts and position titles for these contracts.

This letter addresses that issue.

I am an officer authorised under s 23(1) of the *Freedom of Information Act 1982* (FOI Act) to make decisions in relation to FOI requests.

Background

On 18 August 2020 the original decision-maker decided to release 4 documents to you. These were the terms of agreement, discussed in my letter of 17 September 2020, and 3 purchase orders. I have examined the unredacted versions of the documents released to you.

Individual's payment amounts

The payment amounts on each purchase order were released to you.

Position titles

A position title only appears on one of the 3 purchase orders. Where the position title appears, it was released to you.

While the purchase documents contain other reactions, in the column titled "Description", these were made to the names of individuals under section 47F of the FOI Act (personal privacy), and not to position titles.

The FOI Act only applies to existing documents and not to information generally. In this sense it does not require an agency to create new documents, or to synthesise material from multiple sources, to answer specific questions. This means that, if the documents that fall within the scope of your request do not contain the answer to your question, your query may not be answerable by way of the FOI process.

For the above reasons, I have decided not to vary the original decision on request number 2020/0068.

Your review rights

If you are dissatisfied with my decision, you may apply to the Australian Information Commissioner for review. An application for review by the Information Commissioner must be made in writing within 60 days of the date of this letter, and be lodged in one of the following ways:

online: <https://forms.business.gov.au/aba/oaic/foi-review-/>
email: enquiries@oaic.gov.au
post: GPO Box 2999, Canberra ACT 2601
or, in person: Level 3, 175 Pitt Street, Sydney NSW

More information about Information Commissioner review is available on the Office of the Australian Information Commissioner website: www.oaic.gov.au/freedom-of-information/foi-reviews.

If you have any questions about this decision, please contact me at foi@aat.gov.au.

Yours sincerely,

Sandra Koller
Authorised FOI Officer (EL2)