



**ASIC**  
Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

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Phillip Sweeney

By email: [foi+request-6478-3ad668e8@righttoknow.org.au](mailto:foi+request-6478-3ad668e8@righttoknow.org.au)

11 August 2020

Dear Mr Sweeney

**Freedom of Information Request No. FOI 123-2020**

I refer to your request for access to documents made under the *Freedom of Information Act 1982 (FOI Act)* dated 12 July 2020 by which you requested access to documents in the possession of the Australian Securities and Investments Commission (**ASIC**).

Your request sought access to "a copy of the title page of any law dictionaries in the possession of ASIC that will identify the name and edition of that or those law dictionaries".

I am the authorised decision-maker for the purposes of section 23 of the FOI Act and this letter gives notice of my decision.

**Decision and reasons for decision**

Your request does not fall within the scope of the FOI Act because "material[s] maintained for reference purposes that [are] otherwise publicly available", which includes law dictionaries, have been excluded from the FOI Act definition of "document" (section 4 of the FOI Act). Accordingly, I do not have power under the FOI Act to make a decision in relation to your request.

**Review rights**

If you are dissatisfied with the decision:

1. You may, within 30 days after the day on which you have been notified of this decision, apply in writing to ASIC for an internal review of my decision under section 54B of the FOI Act. This review is an independent process conducted by a Senior Freedom of Information Officer at ASIC. This request should be addressed to me or to the Senior Manager, Freedom of Information, GPO Box 9827, Brisbane QLD 4001 or by email to [foirequest@asic.gov.au](mailto:foirequest@asic.gov.au).

2. You may within 60 days after the day on which you have been notified of this decision, apply in writing to the Office of the Australian Information Commissioner (OAIC) for a review of my decision under section 54N of the FOI Act. You may contact the OAIC by post at GPO Box 5218 Sydney NSW 2001, by email at [foidr@oaic.gov.au](mailto:foidr@oaic.gov.au) or by telephone on 1300 363 992.

**Right to complain**

3. You may lodge a complaint with the OAIC in relation to the conduct of ASIC in the handling of this request. You may contact the OAIC as set out above.

If you have any questions or wish to discuss, please contact me on [Mabel.Say@asic.gov.au](mailto:Mabel.Say@asic.gov.au) or (02) 9911 5269.

Yours sincerely,

**Mabel Say**

Freedom of Information Officer

(Authorised decision maker under section 23(1) of the FOI Act)