



Australian Government
**Department of Industry, Science,
Energy and Resources**

Our ref: 66953

Mr John Smith

By email: foi+request-6571-a45fe5a7@righttoknow.org.au

Dear Mr Smith

Freedom of Information Act 1982 – Notice of Internal Review Decision

I refer to your correspondence received by the Department of Industry, Science, Energy and Resources (the department) on 3 September 2020, for an internal review of the department's decision of 1 September 2020 (original decision) under section 54 of the *Freedom of Information Act 1982* (the FOI Act). A copy of the original decision is attached for your reference.

In your correspondence of 3 September 2020 you stated:

I seek internal review of the decision to charge \$75 for this document; and ask that the money be refunded.

Internal Review Decision

I am an authorised internal review decision maker under section 23 of the FOI Act. I am required to make a fresh decision on behalf of the department and I am not bound by the original decision.

My decision relates to the final charges only, and does not relate to any of the documents from the original decision.

I am not satisfied that you have provided sufficient reasoning for the final charges to be waived in full. Accordingly, I agree with the reasoning provided in the original decision and I have decided to affirm the original decision.

Review rights

If you are dissatisfied with any part of my decision, your review rights are set out in **Attachment A**.

Please do not hesitate to contact the FOI team by e-mail at FOI@industry.gov.au, if you require any further clarification.

Yours sincerely

Robert Hanlon
Chief Finance Officer
Corporate & Digital
11 September 2020

Enclosures

Original Decision
Attachment A – Review Rights

industry.gov.au

Industry House - 10 Binara Street, Canberra City, ACT 2601
GPO Box 1013 Canberra ACT 2601 ABN: 74 599 608 295

REVIEW RIGHTS

Review by the Australian Information Commissioner

If any decision on internal review were not satisfactory to you, section 54L of the FOI Act gives you the right to apply for review of my decision by the Information Commissioner.

An application for review by the Information Commissioner may be made regardless of whether the decision was the subject of a departmental internal review. An application for review by the Information Commissioner must be made within 60 days of receipt of this notice. There is no fee for review by the Information Commissioner.

You must apply in writing and you can lodge your application in one of the following ways:

Online: www.oaic.gov.au

Post: GPO Box 5218, Sydney NSW 2001

Fax: +61 2 9284 9666

Email: enquiries@oaic.gov.au

An application form is available on the website at www.oaic.gov.au. Your application should include a copy of this notice and your contact details. You should also set out why you are objecting to the decision.

Complaints to the Australian Information Commissioner

You may complain to the Australian Information Commissioner concerning action taken by an agency in the exercise of powers or the performance of functions under the FOI Act. There is no fee for making a complaint. The Australian Information Commissioner will make a completely independent investigation of your complaint. A complaint to the Australian Information Commissioner must be made in writing and can be lodged online using the Information Commissioner Complaint Application form on the Australian Information Commissioner's website at www.oaic.gov.au