



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

Our ref: LEX 68742

Mr Harry Witherspoon

By email: foi+request-6588-67560742@righttoknow.org.au

Dear Mr Witherspoon

Freedom of Information Act 1982 – Notice of consultation

I refer to your correspondence received by the Department of Industry, Science, Energy and Resources (the department) on 4 May 2021 in which you sought access under the *Freedom of Information Act 1982* (the FOI Act) to the following:

I would like to see the email message sent by Erin Higuchi to Ben Fairless on September 7, 2020, 3:02 PM GMT+8

Notice of Consultation

Your request covers documents that contain information about the business affairs of an organisation and an individual .

Under sections 27 and 27A of the FOI Act, where a request is made for a document containing information about:

- the business affairs of an organisation (section 27); and/or
- a person, or any information that could reasonably identify a person (section 27A);

and it appears the organisation or individual may reasonably wish to contend that the information is exempt or conditionally exempt, the department must give the organisation or individual a reasonable opportunity to make a submission in support of the contention.

Under sections 27 and 27A of the FOI Act the department must have regard to any submissions made by the organisation or individual before making a decision to give access to the document.

Given that consultation with third parties is required, the statutory timeframe for processing your FOI request is extended by 30 days under subsection 15(6) of the FOI Act.

Should you have any queries in relation to this matter please contact the FOI team by e-mail at FOI@industry.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Katherine Evans', written in a cursive style.

Katherine Evans
FOI Officer
Legal, Audit and Assurance
14 May 2021