



Our reference: FOIREQ20/00176

Ms Janae Brown

Sent via email to: foi+request-6718-8e940822@righttoknow.org.au

Your Freedom of Information request FOIREQ20/00176

Dear Ms Brown

I refer to your request for access to information made under the Freedom of Information Act 1982 (Cth) (the FOI Act), received by the Office of the Australian Information Commissioner (OAIC) on 14 September 2020.

In your request you seek access to the following:

A document that contains the position titles of officers who were non-ongoing or receiving high duties at any time in the last month

The job advertisement or expression of interest used to appoint officers in non-ongoing positions or on higher duties.

Decision

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

Relevant documents

I have identified six documents within the scope of your request based on the advice of the OAIC's Corporate Services Branch, the FOI Regulatory Group, the Regulatory and Strategy Branch and Dispute Resolution Branch.

Document one provides position titles of officers who were non-ongoing or receiving higher duties in the month preceding 14 September 2020. This document was created under s 17 of the FOI Act.

Document six is the OAIC's temporary employment register. This is available on the OAIC's website via this website address: <https://www.oaic.gov.au/about-us/join-our-team/>.

I have decided to grant you access to the documents, with material that is irrelevant to the scope of your request deleted under s 22.

A schedule describing the documents and access decision I have made has also been provided with this decision.

Irrelevant material (s 22)

Subsection 22(1) of the FOI Act allows for the deletion of irrelevant material where it is reasonably practicable to prepare a copy of the document modified by deletions, and the modified copy would not disclose the irrelevant information.

Parts of documents 2, 3 and 4 contain information that is irrelevant and not within the scope your request. This material can be described as:

- The name of the staff member who undertook search and retrieval for documents relevant to your FOI request; the names of staff members who received the expression of interest; and the name and personal information of a staff member who resigned from the OAIC (Document 2)
- The names of staff members who received the expression of interest (Document 3)
- The name of the staff member who undertook search and retrieval for documents relevant to your FOI request, and the group email address to which the expression of interest was directed (Document 4).

Your review rights are outlined below.

Yours sincerely

Emma Liddle

Acting Principal Lawyer
14 October 2020

If you disagree with my decision

Internal review

You have the right to apply for an internal review of my decision under Part VI of the FOI Act. An internal review will be conducted, to the extent possible, by an officer of the OAIC who was not involved in or consulted in the making of my decision. If you wish to apply for an internal review, you must do so in writing within 30 days. There is no application fee for internal review.

If you wish to apply for an internal review, please mark your application for the attention of the FOI Coordinator and state the grounds on which you consider that my decision should be reviewed.

Further Review

You have the right to seek review of this decision by the Information Commissioner and the Administrative Appeals Tribunal (AAT).

You may apply to the Information Commissioner for a review of my decision (IC review). If you wish to apply for IC review, you must do so in writing within 30 days. Your application must provide an address (which can be an email address or fax number) that we can send notices to, and include a copy of this letter. A request for IC review can be made in relation to my decision, or an internal review decision.

It is the Information Commissioner's view that it will usually not be in the interests of the administration of the FOI Act to conduct an IC review of a decision, or an internal review decision, made by the agency that the Information Commissioner heads: the OAIC. For this reason, if you make an application for IC review of my decision, and the Information Commissioner is satisfied that in the interests of administration of the Act it is desirable that my decision be considered by the AAT, the Information Commissioner may decide not to undertake an IC review.

Section 57A of the FOI Act provides that, before you can apply to the AAT for review of an FOI decision, you must first have applied for IC review.

Applications for internal reviews can be submitted to:

Office of the Australian Information Commissioner

GPO Box 5218

SYDNEY NSW 2001

Alternatively, you can submit your application by email to foi@oaic.gov.au, or by fax on 02 9284 9666.

Applications for IC review can be submitted online at:

https://forms.business.gov.au/smartforms/servlet/SmartForm.html?formCode=ICR_10

Alternatively, you can submit your application to:

Office of the Australian Information Commissioner

GPO Box 5218

SYDNEY NSW 2001

Or by email to foidr@oaic.gov.au, or by fax on 02 9284 9666.

Accessing your information

If you would like access to the information that we hold about you, please contact foi@oaic.gov.au. More information is available on the [Access our information](#) page on our website.

Disclosure log

Section 11C of the FOI Act requires agencies to publish online documents released to members of the public within 10 days of release, except if the documents contain personal or business information that it would be unreasonable to publish.

The documents I have decided to release to you do not contain any personal or business information that would be unreasonable to publish. As a result, the documents will be published on our disclosure log.



Australian Government

Office of the Australian Information Commissioner

Schedule of documents – Freedom of information request no. FOIREQ20/00176

Document no.	Page no	Description	Decision on access	Exemption
1.	1	Position titles of officers who were non-ongoing or receiving higher duties in the month preceding 14 September 2020	Release in full	N/A
2.	2- 5	Expression of interest for Director, Assessments	Release in full, with irrelevant material deleted under s 22	N/A
3.	6-7	Expression of interest for Director, Privacy	Release in full, with irrelevant material deleted under s 22	N/A
4.	8-9	Expression of interest for Senior Review Advisor (Legal), Freedom of Information Regulatory Group	Release in full, with irrelevant material deleted under s 22	N/A

5.	10-55	Job advertisements and candidate information packs for various roles	Release in full	N/A
6.	N/A	2020 OAIC Temporary Employment Register at: https://www.oaic.gov.au/about-us/join-our-team/ .	Release in full (publicly available)	N/A