

18 August 2021

Mr Phillip Sweeney

By email: foi+request-7682-98e6ab02@righttoknow.org.au

Reference number: IA-1459

Notice of Decision – Freedom of Information request

Dear Mr Sweeney

I refer to your request submitted to the Fair Work Ombudsman (**FWO**) on 13 August 2021 under the *Freedom of Information Act 1982 (FOI Act)* seeking a copy of the WMA Declaration of Helsinki in the possession of the Fair Work Ombudsman.

While the FOI Act provides that a right of access to documents held by an agency, material maintained for reference purposes that is otherwise publicly available is excluded from the definition of a document by section 4 of the Act.

Current and previous versions of the Helsinki Declaration are available from the World Medical Association's [website](#).

Contact details

For further information, please email foi@fwo.gov.au.

Yours sincerely



Nicola Forbes

Director Information Governance

Fair Work Ombudsman

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Attachment A - Schedule of Documents

Document Number	Pages	Date	Description	Decision	Applicable Provision (s)
1	001-007	18.03.2021 to 26.03.2021	Email thread: Correspondence Fair work enquiry response from employer	Release in part	s.22
2	008-009	02.03.2021 to 31.03.2021	Email thread: Correspondence WRL Family Law Financial Statement	Release in part	s.22, s.47E(d)
3	010-011	02.03.2021 to 31.03.2021	Email thread: Correspondence WRL Schedule of Assets and Liabilities	Release in part	s.22, s.47E(d)
4	012-013	31.03.21	Email thread: WRL Schedule of Assets and Liabilities	Release in part	s.22
5	014-015	31.03.21	Email thread: WRL Schedule of Assets and Liabilities	Release in part	s.22, s.47E(d)
6	016-018	31.03.2021	Email thread: Correspondence Financial Controller and attachments	Release in part	s.22
7	019-027	30.03.2021 to 20.04.2021	Email thread: Correspondence Annual Leave and rectification of contravention	Release in part	s.22, s.47E(d)
8	028-029	29.03.2021 to 20.04.2021	File Note: Summary of telephone calls FWO and Employer	Exempt	s.22, s.47E(d)
9	030.-031	24.02.2021	Email thread: WRL Payroll report	Release in part	s.22
10	032-037	Not dated	Financial Statements and payroll information	Release in part	s.22, s.47G
11	038-040	No dated	WRL Summary	Exempt	s.47G

Attachment B

INFORMATION ON RIGHTS OF REVIEW & COMPLAINTS

Rights of review

If you are dissatisfied with this decision, you can apply for internal review by this agency (Option 1 below) or external review by the Australian Information Commissioner (IC Review) (Option 2 below).

You do not have to apply for internal review before seeking IC review. However, the Information Commissioner has expressed the view that it is preferable for a person to seek internal review by the agency before applying for IC Review. If you choose Option 1 (internal review), you can also apply for IC review of the internal review decision within 60 days after receiving notice of our review decision.

Option 1 – Internal review

You can seek internal review of the decision. An application for internal review must be made in writing within 30 days after the date you were notified of the decision, or within such further period as the Fair Work Ombudsman allows. The internal review will be conducted by a senior officer who had no involvement in the initial decision.

There is no particular form required to make a request for internal review. However, it would help the reviewer if you said, in writing, why you think the decision should be reviewed. An application for an internal review of the decision should be sent to:

Email: foi@fwo.gov.au

FOI Manager

GPO Box 9887

MELBOURNE VIC 3001

Option 2 – Review by the Australian Information Commissioner

Alternatively, you can apply in writing to the Australian Information Commissioner for IC review of the decision.

An application for IC Review must be made within 30 days after the day you were given notice of this decision and the decision relates to an access grant decision (s 54M(2)(a))¹ or 60 days where the decision relates to an ‘access refusal decision’ (s 54L(s)(a)):²

In making your application, you need to provide an address for notices to be sent (this can be an email address) and a copy of this decision. It would also help the Australian Information Commissioner if you set out the reasons for seeking IC review in your application.

To apply for IC review, please refer to the relevant information issued by the Office of the Australian Information Commissioner. You can file your application online or download a review form from the OAIC’s website via www.oaic.gov.au.

Complaints

You can complain to the Australian Information Commissioner about action taken by the Fair Work Ombudsman in relation to your freedom of information request. Your complaint must be in writing and it is the Information Commissioner’s preference that an online complaint form is completed. Alternatively, you can send a letter to the Office of the Australian Information Commissioner, GPO Box 5218, Sydney NSW 2001 or send an email to enquiries@oaic.gov.

¹ An “access grant decision” is defined in s 53B of the FOI Act to mean a decision to grant access to a document where there is a requirement to consult with a third party under ss 26A, 27 or 27A.

² An “access refusal decision” is defined in s 53A of the FOI Act and Part 10 of the FOI Guidelines at <https://www.oaic.gov.au/freedom-of-information/foi-guidelines/part-10-review-by-the-information-commissioner/>