



Department of Health

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Our ref: F21/2102

Sent via email to: foi+request-8045-4b9fa102@righttoknow.org.au

Dear Shaun

Freedom of Information Section 17(2) Notice of Refusal

I refer to your application under the *Freedom of Information Act 1982* (the Act) requesting access to:

"There is no publicly available document that reads/states (or is similar to): 1. "Victoria's Chief Health Officer (or assign) or a PUBLIC SERVANT or qualified employee of the Victoria Department of Health and Human Services can deny or defer a man (or woman) right"; 2. "Victoria's Chief Health Officer (or assign) or a PUBLIC SERVANT or qualified employee of the Victoria Department of Health and Human Services can deny or defer a man (or woman) liberty"; i, require the internal documents: policy or directive or law (or other documents) that make the above (or similar) claims/statements (point 1 and 2) and the name of the qualified employee or assign (or other) that made it."

I also refer to my correspondence dated 1 November 2021 in which I requested that the application fee be provided or your request would be refused as it is not a valid request. A copy of this correspondence is attached. As you have not responded to my correspondence, I formally advise you of my decision to refuse to process your application under section 17(2) of the Act, as it is not a valid FOI request.

Complaint Rights

If you are not satisfied with my decision you have the right to apply to the Office of the Victorian Information Commissioner (the Commissioner) and make a complaint. A complaint needs to be made in writing within 60 days. I have enclosed a fact sheet providing further information on making a request for a complaint to the Commissioner.

Yours sincerely

Michael Ghobrial

Team Leader, Freedom of Information

24 / 11 / 2021

Enc.

1. Fact Sheet – Office of the Victoria Information Commissioner – Complaints
2. Copy of previous section 17 correspondence