



Australian Government

Department of Health
Therapeutic Goods Administration

TRIM Ref: [D22-5063920](#)

Jimmy Recard

Email: foi-request-8279-a255b538@righttoknow.org.au

Dear Mr Recard,

FREEDOM OF INFORMATION REQUEST FOI 3552
Notice of Decision

1. I refer to your request dated 9 January 2022 under the *Freedom of Information Act 1982* (the FOI Act) for access to the following documents:

"Pursuant to the Freedom of Information Act 1982, I seek access to all the documents you hold in regards to correspondence between the Department and "international regulators" that contain both the term "brain fog" and the word "Comirnaty".

Decision Maker

2. I am the Therapeutic Goods Administration (TGA) officer authorised to make this decision under section 23 of the FOI Act. What follows is my decision under the FOI Act.

Decision

3. Unfortunately, I am unable to continue to process your request because the documents you have requested do not exist. Therefore, I am notifying you of my decision to refuse your request for access under section 24A of the FOI Act.

Reasons for Decision

4. Despite a thorough and complete search, the documents you have requested do not exist. In these circumstances, section 24A of the FOI Act states that an agency is able to refuse (discontinue processing) the request. Specifically, the FOI Act states:
requests may be refused if all reasonable steps have been taken to find a document and the document does not exist.
5. Please be assured that the TGA's electronic databases, files and corporate file lists have been searched and following these searches I am satisfied that all reasonable steps have been taken to find the documents requested. However, the documents you have requested do not exist.
6. As outlined in the request consultation letter sent to you on 6 January 2022 by the TGA, regarding FOI 3478, the TGA does hold documents containing the words 'brain-fog' and 'Comirnaty'. However, the documents falling under the scope of FOI 3478 are too voluminous to process. For more information, I refer you to the request consultation letter of 6 January 2022. In comparison, the TGA does not hold any

documents containing the terms 'brain-fog' and 'Comirnaty' included in correspondence between the Department and international regulators.

Review and Complaint Rights

7. If you are not satisfied with this decision, you can either seek internal review or apply to the OAIC for review of the decision. Further information can be found on the OAIC website at the following link: www.oaic.gov.au/freedom-of-information/reviews-and-complaints/
8. If you have any queries regarding this matter, please contact the FOI Team on (02) 6289 4630.

Yours sincerely

Authorised and electronically signed by

Elspeth Kay
Assistant Secretary
Pharmacovigilance Branch
Therapeutic Goods Administration
25 January 2022