

Julie

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LEX ID	50833	Decision/Outcome	3.1 Withdrawn
DVA file number	N/C	Charges notified (\$)	0.00
Applicant Name / Contact	Julie	Charges collected (\$)	0.00
DVA officer	Information Access Unit - Brett <small>s 47E, s 47F</small>	Date received/valid	16 July 2022
Source	1. Direct from Applicant	Date dcn	1 August 2022
Matter Type	FOI Internal Review	notif'd/wdn/trsf	
Personal Information?	No	Date finalised	1 August 2022
Request Type	Business Information - Legal	Access level	Unrestricted
FOI - Practical refusal?	No - consultation not required	Date created	22 July 2022
Time Frame	1. N/A (including withdrawn)	Last updated	29 August 2022
FOI - Disclosure log?	N/A (withdrawn, refused in full or not FOI only)	Due date	15 Aug 2022
Status	FOI Acknowledged	Days running	16
		Days to go (if clock running)	
		Days running beyond timeframe (if clock stopped)	-14

Client/Applicant details Client/Rep details
Requestor contact details

Title:
Firstname: Julie
Surname:

City:
State:
Postcode:
Phone:
Email: foi+request-8405-58ceb783@righttoknow.org.au
DVA D.O.B:
UIN:

Scope/Details of Request I am writing to request an internal review of Department of Veterans' Affairs's handling of my FOI request 'Executive Management Board Minutes'.

A full history of my FOI request and all correspondence is available on the Internet at this address:

https://www.righttoknow.org.au/request/executive_management_board_minut

What is going on at Veterans? Again the unusual claim by the department here that this decision by the Department of Veterans Affairs is not able to have an internal review:

'If you are dissatisfied with my decision you may apply for Information Commissioner Review of the decision through the Office of the Australian Information Commissioner (OAIC). In accordance with section 54E(b) of the FOI Act, internal review is not available as the Department did not finalise your FOI request within the prescribed statutory timeframe.'

Again, as the deemed decision has been substituted that is no longer true. s 54E(b) only applies so long as the decision is deemed, but as soon as that deemed decision is replaced, there is no longer a deemed decision. This decision was not made by the Secretary of the Department of Veterans' Affairs, but by a delegate of the Secretary.

As long as internal review request occurs within 30 days of the date of this substituting decision, I am within my rights to have an internal review dealt with by the Department of Veterans Affairs.

***** TRIM Container created see record number 2206875 PM2022/50

Third Party & scope confirmed with client

Date:
CM9#

Request Email CM9# 221184619C
Acknowledgement CM9# 221185092C

Supporting Doc CM9#
POI CM9#
POR CM9#
Birth Cert CM9#
Death Cert CM9#
Marriage Cert CM9#
Will CM9#
Authority CM9#

Release Method & Date:

Release Pack CM9#
Decision Letter CM9#

SIGBOX Release - Date:
SIGBOX Email Used:

File notes

Date	Type	DVA officer	Timeframe days
29 Aug 2022	1. File note	Natalie ^{s 47E, s 47F}	
	refer email in Lex tab		
1 Aug 2022	1.1.1 Clock stop	Brett ^{s 47E, s 47F}	
	Clock stopped. Reason: withdrawn/invalid		
1 Aug 2022	1. File note	Brett ^{s 47E, s 47F}	
	Stella reviewed withdrawal email.		
29 Jul 2022	1. File note	Brett ^{s 47E, s 47F}	
	Because the primary decision deemed and was not brought back into time with a s15AC extension. The applicant must apply to the IC for review. There is no Internal Review avenue available		
22 Jul 2022	1. File note	Jodie ^{s 47E, s 47F}	
	Allocated TL processed TB		
22 Jul 2022	1.3.1 TRIM file number	Arthur ^{s 47E, s 47F}	
	TRIM Container created see record number 2206875 PM2022/50		
16 Jul 2022	1.1.1 Clock start	Arthur ^{s 47E, s 47F}	30

Clock started

Documents

Date	Type	Document	DVA officer	Notes
29 Aug 2022	Email	RE LEX 50833 - Internal Review request for LEX 47881 SEC OFFICIAL .msg	Natalie ^{s 47E, s 47F}	
1 Aug 2022	Withdrawal	LEX 50833 - Internal Review request for LEX 47881 SEC OFFICIAL .msg	Brett ^{s 47E, s 47F}	
22 Jul 2022	Acknowledgment email/letter	Information Access - Correspondence Outgoing - Ack Email.MSG	Arthur ^{s 47E, s 47F}	
16 Jul 2022	Request	Information Access - Request for Information - Request Email.MSG	Arthur ^{s 47E, s 47F}	

Time entries

Date	DVA officer	Hours	Notes
22 Jul 2022	Arthur ^{s 47E, s 47F}	0.38	Registration
		<u>0.38</u>	

Related requests

Request	Client/App name & details
47881	Julie - FOI REQUEST - all executive management board minutes of 2021
51075	Julie