



11 March 2022

Mr Mathieu Briand

[foi+request-8528-c9505c19@righttoknow.org.au](mailto:foi+request-8528-c9505c19@righttoknow.org.au)

Dear Mr Briand

**Freedom of Information Request no. 22/0036**

I refer to your request for access to documents related to the Lindy Lee commission under the *Freedom of Information Act 1982* (Cth) (**FOI Act**).

I have taken your request to be for:

- Documents relating to the process for selection and approval of the Lindy Lee commission, *Ouroboros*, including the reasons why other artists were not approached to put forward submissions;
- The budget for *Ouroboros*;
- The Purchase Agreement between the National Gallery and artist/artist representative for the commission of *Ouroboros*;
- The names of the National Gallery's Acquisitions Committee members when the commission was approved;
- The names of National Gallery's Commission committee members when the commission was approved; and
- The names of the National Gallery Council members when the commission was approved.

We received your request on **28 February 2022** and the 30-day statutory period for processing your request commenced from the day after that date. However, as your request covers documents which contain information concerning the business, commercial, financial or professional affairs of one or more third parties, the National Gallery is required to consult with those affected parties under section 27 of the FOI Act before making a decision on the release of the requested documents.

We will take into consideration any comments we received from these third parties regarding why they believe the documents should be exempt, but the final decision about whether to grant you access to the documents you requested rests with the National Gallery.

National Gallery of Australia

Ngunnawal and Ngambri Country

Parkes Place East, Parkes ACT 2600, Australia

GPO Box 1150, Kamberri/Canberra ACT 2601, Australia

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The National Gallery acknowledges the  
Ngunnawal and Ngambri peoples, the Traditional  
Custodians of the Kamberri/Canberra region,  
and recognises their continuous connection  
to culture, community and Country

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The period for processing your request has therefore been extended by 30 days in accordance with section 15(6) of the FOI Act to allow the National Gallery time to consult and you should expect a decision from us by **29 April 2022**.

Kym Partington who is authorized to make decisions under section 23(1) of the FOI Act, has confirmed that no processing charges will apply to your request in this instance.

The National Gallery does not ordinarily release the personal details of its staff, unless these details are otherwise publicly available. The National Gallery has taken the view that this information is irrelevant, and therefore out of scope for your request in accordance with section 22 of the FOI Act. If you would like this information to be included as part of the scope of your request, please let us know.

Please note that information released under the FOI Act may later be published online on our disclosure log (<https://nga.gov.au/aboutus/foi.cfm>), subject to certain exceptions (For example, we will not publish personal information where this would be unreasonable).

We will contact you using the email address you provided `foi+request-8528-c9505c19@righttoknow.org.au`. Please advise us if you would prefer us to use an alternate means of contact. If you have any questions, please contact the following officer:

FOI Officer, National Gallery of Australia on 6240 6591 or via email at [FOI@nga.gov.au](mailto:FOI@nga.gov.au)

Yours sincerely



Kirsti Partridge  
FOI Officer