



Australian Government
Department of Foreign Affairs and Trade

FOI Ref: 1501-F1062
File No: 15/2033
4 February 2015

Mr Culley Palmer
email : foi+request-862-fb07d28f@righttoknow.org.au

Dear Mr Palmer

Re: Freedom of Information (FOI) Request

I refer to your email of 10 January 2015, in which you seek access under the provisions of the *Freedom of Information Act 1982* (FOI Act) to:

Copies of any communications between the Department of Foreign Affairs and Trade and any other Government Departments, Agencies or individuals, including Foreign Governments and Agencies, regarding the December 2005 incursion by protesters into Joint Defence Facility Pine Gap.

I am authorised under section 23 of the FOI Act to make decisions, and have been appointed to be the decision-maker on your request in line with departmental procedures.

I am writing to advise you that a search of the Department's file records as well as those held in the Archives Unit, the United States Branch, the Australian Embassy in Washington, the Strategic Issues and Intelligence Branch and the Corporate Records Section, has failed to identify any documents relevant to the scope of your FOI request.

I am therefore unable to meet your request in accordance with the provisions of section 24A(1)(b)(ii) as DFAT holds no documents relevant to your request.

Please find your rights of review outlined below.

Internal review

Under the provisions of section 54 of the FOI Act, you are entitled to request a review of my access refusal decision. Your request should be made in writing and sent within 30 days of receipt of this letter addressed to:

Director
Freedom of Information and Privacy Law Section
Department of Foreign Affairs and Trade
R G Casey Building
John McEwen Crescent
Barton ACT 0221

Australian Information Commissioner

Under the provisions of section 54 of the FOI Act, you are entitled to request a review by the Australian Information Commissioner of my access refusal decision. You may also make a complaint to the Australian Information Commissioner under section 70 on the Department's performance of its functions or the exercise of power under the FOI Act.

Your request for review or complaint should be addressed to:

Office of the Australian Information Commissioner
GPO Box 2999
Canberra City ACT 2601
email: enquiries@oaic.gov.au
Telephone: 1300 363 992
Fax: (02) 9284 9666

Complaints to the Commonwealth Ombudsman

You may complain to the Ombudsman concerning actions taken by an agency in the exercise of its powers or, more specifically, the performance of its functions under the FOI Act. There is no fee for making a complaint. The Ombudsman will conduct an independent investigation of your complaint.

You may complain to the Ombudsman by calling or writing to:

Commonwealth Ombudsman
Level 5, Childers Square,
14 Childers Street
Canberra City ACT 2601
email: ombudsman@ombudsman.gov.au
Telephone: 1300 362 072
Fax: (02) 6276 0123

Should you have any queries regarding this matter please contact your FOI case officer Jennifer Streat on (02) 6261 1142 or by email to foi@dfat.gov.au

Yours sincerely



Indra McCormick
Director
Freedom of Information and Privacy Law Section