



28 January 2015

FOI IA 14-02

Mr Tony Wilkinson  
C/o Right to know organisation

Dear Mr Wilkinson,

**Notice made under the Freedom of Information Act 1982  
Decision and reason for decision of Stephen Alchin, Executive Director,  
Planning.**

Applicant:	Mr Tony Wilkinson
Decision date:	28 January 2015
FOI reference number:	IA FOI 14-02
Documents:	The Entrance Waterways

**Summary**

1. I have considered your application. I have authorised a search of all Infrastructure Australia (IA) files and determined that there are no documents in relation to this request on the IA server or in the IA files. There is therefore a nil return for this FOI request.

**Authority to make this decision**

2. I, Stephen Alchin, Executive Director, Planning, am an officer in Infrastructure Australia authorised to make decisions about access to documents in the possession of the Department in accordance with Section 23(1) of the Freedom of Information Act 1982 (the FOI Act).

3. You made a request for access to "supply any information on proposed or future infrastructure development for The Entrance NSW 2261 and its waterways".

**Your rights of review**

4. If you disagree with Infrastructure Australia's decision in relation to your FOI request, you can ask for the decision to be reviewed. There are two ways you can

ask for review of a decision: internal review by Infrastructure Australia, and external review by the Office of the Australian Information Commissioner (OAIC).

5. You can ask Infrastructure Australia to review its decision. There is no charge for internal review. You must apply within 30 days of being notified of the decision, unless Infrastructure Australia extends the application time. You should contact Infrastructure Australia if you wish to seek an extension. Infrastructure Australia must make a review decision within 30 days. If it does not do so, its original decision is considered to be affirmed. The review will be carried out by a different Infrastructure Australia officer, usually someone at a more senior level. You must apply in writing and you can lodge your application in one of the following ways:

Post: FOI Coordinator  
Infrastructure Australia  
GPO Box 594  
Canberra ACT 2601  
Email: [FOI@infrastructure.gov.au](mailto:FOI@infrastructure.gov.au)

6. You can ask the OAIC to review Infrastructure Australia's assessment decision. The Information Commissioner is an independent office holder who can review the decisions of agencies and Ministers under the FOI Act. The Information Commissioner also investigates complaints about agency actions under the FOI Act. If you are complaining that Infrastructure Australia's decision is wrong, it will be treated as an application for a review.

7. You do not need to seek an internal review from Infrastructure Australia before seeking an internal review from the Information Commissioner. However, going through Infrastructure Australia's internal review process gives Infrastructure Australia the opportunity to reconsider its initial decision, and your needs may be met more quickly without undergoing an external review process.

8. The Information Commissioner's review is free. You must apply to the Information Commissioner within 60 days of being given notice of the decision. You can ask the Information Commissioner for an extension of time to apply, and this may be granted if the Information Commissioner considers it is reasonable in the circumstances.

9. You must apply in writing to the Information Commissioner and you can lodge your application in one of the following ways:

Online: [www.oaic.gov.au](http://www.oaic.gov.au)  
Post: GPO Box 2999, Canberra ACT 2601  
Fax: +61 2 9284 9666  
Email: [enquiries@oaic.gov.au](mailto:enquiries@oaic.gov.au)

In person: Level 3, 25 National Circuit, Forrest, ACT; or at

Level 8, Piccadilly Tower, 133 Castlereagh Street, Sydney, NSW

More information about Information Commissioner Reviews is available from <http://www.oaic.gov.au/freedom-of-information/foi-reviews>.

10. If you wish to discuss this decision, please do not hesitate to contact Infrastructure Australia's FOI coordinator on (02) 8114 1900.

Yours sincerely,



28/1/15

**Stephen Alchin**  
**Executive Director, Planning**