



[www.abs.gov.au](http://www.abs.gov.au)

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**CENTRAL OFFICE**

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Ken McLeod

[foi+request-871-bf6b22f6@righttoknow.org.au](mailto:foi+request-871-bf6b22f6@righttoknow.org.au)

Dear Ken,

**RE: YOUR FREEDOM OF INFORMATION REQUEST**

I refer to your application to the ABS for an Internal Review under the *Freedom of Information Act 1982* (FOI Act) regarding the decisions made by Lewis Conn (Assistant Statistician), an authorised decision marker under section 23 of the FOI Act, to charge you for access to documents sought under the FOI Act.

**Internal Review of the Decision:**

I am an authorised decision maker under section 23 of the FOI Act and, in compliance with section 54C of the FOI Act, am an appropriate person to review the decision made by Lewis Conn.

**Findings of the Internal Review:**

I have assessed the information provided to the ABS to support your request to have fees waived on the grounds that it would cause you financial hardship. In this case, I have determined that the charges to be imposed on you will cause you financial hardship.

As a result, under section 54C of the FOI Act, I have decided to reverse the decision made by Lewis Conn and, under section 29(4) of the FOI Act, I have decided to waive all fees associated with processing this request.

The ABS has 16 calendar days from the date of this letter to provide you with access to the information you seek.

**Information Commissioner Review of the Decision:**

Section 54L of the FOI Act gives you the right to apply for a Review by the Information Commissioner. Details of the procedures involved in an application to review a decision are set out at **Attachment A**.

If you have any queries on this matter please contact the ABS FOI Contact Officer, at [freedomofinformation@abs.gov.au](mailto:freedomofinformation@abs.gov.au) or on (02) 6252 7203.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Jonathan Palmer".

Jonathan Palmer  
Chief Operating Officer  
Australian Bureau of Statistics

19 March 2015

## ATTACHMENT A

### **Review by the Information Commissioner**

Section 54L of the FOI Act provides that a person may apply for a review to the Information Commissioner concerning the decision made by an agency on internal review of an original decision.

An application for a Review by the Information Commissioner must be made within 60 days from the time that the agency has provided you with its decision. The application must be made in writing (including email) and should be directed to the following address:

Office of the Australian Information Commissioner  
GPO Box 2999  
Canberra ACT 2601

Email: [enquiries@oaic.gov.au](mailto:enquiries@oaic.gov.au)

Online Form: <http://www.oaic.gov.au>

An application for review through the Information Commissioner must include contact details for the applicant and a copy of the notice of decision as given by the agency under section 26.

The Information Commissioner usually prefers applicants to seek internal review before asking for a review through their office.