



ASIC
Australian Securities &
Investments Commission

**Australian Securities
and Investments Commission**

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Paul Green
By email: foirequest-8817-
ea613338@righttoknow.org.au

Our Reference: FOI 097-2022

27 May 2022

Dear Mr Green

I refer to your request for access to documents made under the *Freedom of Information Act 1982 (FOI Act)* dated 28 April 2022 in which you requested access to documents in the possession of the Australian Securities and Investments Commission (**ASIC**).

Your request sought access to:

...Freedom of Information request - ASIC v Rent 2 Own Cars Australia Pty Ltd and Ors, [QUD 609 of 2018]

...

Please provide detailed ASIC costings of this court case.

I am the authorised decision-maker for the purposes of section 23 of the FOI Act and this letter gives notice of my decision.

I have identified one document and have decided to grant access to the document in full. I note that this document was created pursuant to section 17 of the FOI Act.

Reasons for decision

I have taken the following material into account in making my decision:

- the content of the documents that fall within the scope of your request;
- the FOI Act (specifically section 17); and
- the guidelines issued by the Australian Information Commissioner under section 93A of the FOI Act (**the FOI Guidelines**).

Section 17

A search of ASIC's records was conducted, and I note that the information that falls within the subject of your request does not exist in discrete form in a written document held by ASIC. Pursuant to section 17(1) of the FOI Act, I have generated a written document containing this information in discrete form. I have done so on the basis that it does not appear from your request that you wish to be provided with a computer tape or disk on which that information may be recorded.

Review rights

In the event that you are dissatisfied with the decision:

1. You may, within 30 days after the day on which you have been notified of this decision, apply in writing to ASIC for an internal review of my decision under section 54B of the FOI Act. This review is an independent process conducted by a Senior Freedom of Information Officer at ASIC. This request should be addressed to me or to the Senior Manager, Freedom of Information, GPO Box 9827, Brisbane QLD 4001 or by email to foirequest@asic.gov.au.
2. You may within 60 days after the day on which you have been notified of this decision, apply in writing to the Office of the Australian Information Commissioner (**OAIC**) for a review of my decision under section 54N of the FOI Act. You may contact the OAIC by post at GPO Box 5218 Sydney NSW 2001, by email at foidr@oaic.gov.au or by telephone on 1300 363 992.

Right to complain

3. You may lodge a complaint with the OAIC in relation to the conduct of ASIC in the handling of this request. You may contact the OAIC as set out above.

If you have any questions or wish to discuss, please contact me on 02 9911 5742 or at megan.mckenna@asic.gov.au.

Yours sincerely

Megan McKenna

Lawyer – FOI & Privacy

(Authorised decision-maker pursuant to subsection 23(1) of the FOI Act)