



Australian Government
Civil Aviation Safety Authority

LEGAL, INTERNATIONAL AND REGULATORY AFFAIRS
TRIM Ref: F22/17039

1 August 2022

JM

Via email: foi+request-9084-71fe15f7@righttoknow.org.au

Dear JM,

ACCESS TO DOCUMENTS UNDER THE FREEDOM OF INFORMATION ACT 1982

I refer to your email dated 2 July 2022 seeking access to documents under the *Freedom of Information Act 1982* (Cth) (the Act). Your request was as follows:

I am writing to you to request documents pertaining to medical clearances for individuals diagnosed with ADHD, who are taking stimulant medication. In particular any guidelines, clinical studies referenced, internal memos, and forms used by DAMEs (form 420 in particular) ('Part 1')

I also request the number of class 1 and 2 certificates issued to those with a diagnosis of ADHD and broken down by if the applicant is taking stimulant medication to manage the condition. ('Part 2')

I also request the number of class 1 and 2 certificates denied to those with a diagnosis of ADHD and broken down by if the applicant is taking stimulant medication to manage the condition. ('Part 3')

On 12 July 2022, you applied a five-year date range to the scope of your access request.

Decision

I am the decision maker for your request.

In accordance with subparagraph 24A(1)(b)(ii) of the Act, I refuse your request for access as I am satisfied the documents you are seeking do not exist.

For Part 1 of your access request, you may refer to CASA's Clinical Practice Guidelines, which is a publicly available document through <https://www.casa.gov.au/search-centre/clinical-practice-guidelines>.

For Part 2 and Part 3 of your access request, to satisfy the requirements of a valid request under section 15 of the Act you must seek access to an existing document. As you have sought clarification of information, including the creation of a new record, you may consider contacting CASA's Government and Parliamentary Services (gps@casa.gov.au) to assist with the facilitation of the information sought.

Application for internal review of decision

Section 54 of the Act gives you the right to apply for an internal review of my decision. An application for internal review of my decision must be made in writing within 30 days of receipt of this letter.

No particular form is required, but it is desirable to set out in the application the grounds on which you consider that the decision should be reviewed. An application for review should be addressed to Freedom of Information at the address below:

Freedom of Information
Advisory and Drafting Branch
Legal and Regulatory Affairs Division
Civil Aviation Safety Authority
GPO Box 2005
Canberra ACT 2601

Review by the Australian Information Commissioner

Alternatively, under section 54L of the Act, you may apply to the Australian Information Commissioner to review my decision. An application for review by the Information Commissioner must be made in writing within 60 days of the date of this letter, and be lodged in one of the following ways:

online: https://forms.business.gov.au/smartforms/servlet/SmartForm.html?formCode=ICR_10
email: foidr@oaic.gov.au
post: Director of FOI Dispute Resolution, OAIC, GPO Box 5218, Sydney NSW 2001
phone: 02 9284 9666

Yours sincerely,

Melissa Kiewiet
Freedom of Information Officer
Advisory and Drafting Branch
Legal, International and Regulatory Affairs Division
Civil Aviation Safety Authority