

15 November 2022

**Jon Lawrence**

by email: [foi+request-9480-6f962b99@righttoknow.org.au](mailto:foi+request-9480-6f962b99@righttoknow.org.au)

**Freedom of Information Request No: 2023-00259**

Dear Mr Lawrence,

The purpose of this letter is to give you a formal decision about access to documents that you requested under the *Freedom of Information Act 1982 (Cth)* (**FOI Act**).

**Summary**

I, Anna Oliver, am an officer authorised under section 23(1) of the FOI Act to make decisions in relation to FOI requests.

We received your request for documents on 18 October 2022. You are seeking “*documents relating to assessments of any risks associated with the use of the mypo.st domain name*”.

Your request is refused. The reasons for my decision are set out below.

**Decision and Reasons for Decision**

Your request is refused under section 24A(1) of the FOI Act, as no documents matching the description of your request could be found amongst the records of Australia Post.

**Material taken into account**

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

- searches of Australia Post records.
- the FOI Act (specifically section 24A); and
- the FOI guidelines issued by the Australian Information Commissioner.

**Section 24A(1)** of the FOI Act states:

*An agency or Minister may refuse a request for access to a document if:*

- a. all reasonable steps have been taken to find the document; and*
- b. the agency or Minister is satisfied that the document:*
  - i. is in the agency's possession but cannot be found; or*
  - ii. does not exist.*

The FOI Guidelines explain at paragraph 3.85, Part 3:

*An agency or minister may refuse a request if it has taken 'all reasonable steps' to find the document requested and is satisfied that the document cannot be found or does not exist. There are two elements that must be established before an agency or minister can refuse a request for access to a document under s 24A:*

- the agency or minister must have taken all reasonable steps to find the document, and*
- the agency or minister is satisfied that the document cannot be found or does not exist.*

Searches for the requested documents by relevant Australia Post staff have been conducted. Specifically, searches were conducted in the Digital and Data, Risk, Security, Compliance and Information Security business areas of Australia Post. Searches were also conducted by legal staff. No documents matching the description of your request could be located.

### **Your review rights**

If you are dissatisfied with my decision, you may apply for internal review or Information Commissioner review of the decision.

### **Internal Review**

Under section 54 of the FOI Act, you may apply in writing to Australia Post for an internal review of my decision. The internal review application must be made within 30 days of the date of this letter.

Where possible please attach reasons why you believe review of the decision is necessary. The internal review will be carried out by the FOI Review Officer within 30 days.

Please send your review request in writing by mail or email to:

Address:  
Freedom of Information  
111 Bourke St, Melbourne VIC 3000  
GPO Box 1777 Melbourne VIC 3001

Contact:  
E [foi@auspost.com.au](mailto:foi@auspost.com.au)

FOI Review Officer [foi@auspost.com.au](mailto:foi@auspost.com.au)  
Australia Post  
GPO Box 1777  
Melbourne VIC 3001

### **Information Commissioner review**

Under section 54L of the FOI 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](https://forms.business.gov.au/smartforms/servlet/SmartForm.html?formCode=ICR_10)

email: [foidr@oaic.gov.au](mailto:foidr@oaic.gov.au)

post: GPO Box 5218 Sydney NSW 2001

More information about Information Commissioner review is available on the Office of the Australian Information Commissioner website. Go to <https://www.oaic.gov.au/freedom-of-information/reviews-and-complaints/information-commissioner-review/>.

### **FOI Complaints**

If you are unhappy with the way we have handled your FOI request, please let us know what we could have done better. We may be able to rectify the problem. If you are not satisfied with our response, you can make a complaint to the Australian Information Commissioner. A complaint to the Information Commissioner must be made in writing. Complaints can be lodged in one of the following ways:

online: [https://forms.business.gov.au/smartforms/servlet/SmartForm.html?formCode=ICCA\\_1](https://forms.business.gov.au/smartforms/servlet/SmartForm.html?formCode=ICCA_1)

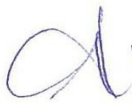
email: [foidr@oaic.gov.au](mailto:foidr@oaic.gov.au)

post: GPO Box 5218 Sydney 2001

More information about complaints is available on the Office of the Australian Information Commissioner at <https://www.oaic.gov.au/freedom-of-information/reviews-and-complaints/make-an-foi-complaint/>.

If you are not sure whether to lodge an Information Commissioner review or an Information Commissioner complaint, the Office of the Australian Information Commissioner has more information at: <https://www.oaic.gov.au/freedom-of-information/reviews-and-complaints/>.

Yours sincerely



**Anna Oliver**  
Freedom of Information Officer