

22 December 2022

CONFIDENTIAL

By email to: foi+request-9481-8a.1263b4@righttoknow.org.au

Dear Ms Pamela,

REVIEW OF FOI DECISION – REFERENCE NO. 202223-019-Media Watch communications

I refer to your email dated 29 November 2022 requesting an internal review of the decision in respect to your information request, Reference No. 202223-019-Media watch.

Background

Your information request seeks access to:

...all communications occurring this year between Kit Kowalaski, Kat Karena, Rachel Wong and Gabrielle Clark (Supervising Producer – Media Watch) [between 1 January and 18 October 2022]

A decision in relation to your information request was made by the ABC’s Head of Rights Management & FOI Decision Maker, Ali Edwards, who has authority to make decisions in respect of requests made under the *Freedom of Information Act 1982* (Cth) (FOI Act).

In correspondence to you dated 14 November 2022, Ms Edwards stated that no documents were found to exist in relation to your request and as such, under s24A of the FOI Act, access is considered to be refused.

I am authorised by the Managing Director under s23 of the FOI Act to make decisions on requests for internal review.

I have reviewed your request in accordance with s54C of the FOI Act.



In undertaking my review, I have reviewed relevant sections of the FOI Act and the FOI Guidelines published by the Office of the Australian Information Commissioner (**FOI Guidelines**).

Decision

Having reviewed your request and made my own enquiries of the Media Watch team I am satisfied that all reasonable steps were taken to identify any documents falling within your FOI request and that the documents you seek, do not exist. They do not exist because there was no communication between the named persons and Gabriella Clark during the nominated period.

I therefore affirm the Original Decision.

Right of review

If you are dissatisfied with this decision, you can apply for review by the Australian Information Commissioner, whose contact details are:

Office of the Australian Information Commissioner
GPO Box 5218 Sydney NSW 2001
Tel: 1300 363 992 Fax 02 9284 9666
Email: enquiries@oaic.gov.au
Website: www.oaic.gov.au

In making your application to the Information Commissioner, you need to provide an address for notices to be sent (this can be an email address) and a copy of this decision. You may also wish to inform the Information Commissioner of the reasons for seeking review.

Yours sincerely

Vanessa MacBean

Vanessa MacBean
Head, Employee Relations
FOI Internal Reviewer, authorised pursuant to s 23 FOI Act
Australian Broadcasting Corporation