



Australian Government

Department of Health

Department Reference: FOI 190-1415

Josh

Via email: foi+request-966-4e5accff@righttoknow.org.au

Dear Josh

NOTICE OF DECISION

I refer to your request of 20 February 2015 to the Anti-Doping Research Panel seeking access under the *Freedom of Information Act 1982* (FOI Act) to:

- *Any documents or analysis outlining and explaining effects that banned substances have on the behaviour of athletes*
- *A list of all projects funded under the Anti-Doping Research Panel from January 1, 2012 to February 18, 2015*

Your FOI request was addressed to the Anti-Doping Research Panel (Panel) which no longer exists. However the Department of Health (Department) retains the documents relating to the Anti-Doping Research Programme (Programme) responsible for overseeing the Panel.

I am writing to advise you of my decision following review of the Programme's documents.

Decision

The Department has been unable to locate any Programme documents or Programme analysis outlining or explaining the effects that banned substances have on the behaviour of athletes. I must therefore refuse access pursuant to section 24A of the FOI Act on the basis that the documents sought do not exist.

In relation to the second part of your request, access to the list of all projects funded under the Programme is publicly available at

<http://www.health.gov.au/internet/main/publishing.nsf/Content/anti-doping-research-program>

Review rights

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

Internal review

Under section 54 of the FOI Act, you may apply in writing to the Department for an internal review of my decision. The internal review application must be made within 30 days of the date of this notice (or such further period as the Department allows). Where possible please

provide reasons why you consider review of the decision is necessary. The internal review will be carried out by another officer of this Department within 30 days. An application for an internal review should be addressed to:

Email: FOI@health.gov.au

Mail: FOI Coordinator (MDP 350)
Department of Health
GPO Box 9848
CANBERRA ACT 2601

Information Commissioner review

Under section 54L of the FOI Act, you may apply to the Information Commissioner to review my decision. An application for review must be made in writing 60 days of this notice (if you do not request an internal review).

The Australian Information Commissioner can be contacted by:

Email: enquiries@oaic.gov.au
Phone: 1300 363 992

More about an Information Commissioner review is available on the Office of the Australian Information Commissioner (OAIC) website at <http://www.oaic.gov.au/freedom-of-information/requesting-a-review>

You may also make a complaint to the Information Commissioner about action taken by the Department in relation to your application. Further information can be obtained from the OAIC website.

Relevant provisions

The FOI Act, including the provisions relevant to your request can be accessed from the ComLaw website using the following link: <http://www.comlaw.gov.au/Series/C2004A02562>

Contacts

If you require clarification of any of the matters discussed in this letter you should contact the FOI Unit on (02) 6289 1666.

Yours sincerely



Greg Morris
Acting Assistant Secretary
National Integrity of Sport Unit

12 March 2015