



Australian Government
Attorney-General's Department

Our ref: FOI23/040; CM23/684

21 February 2023

MB

By email: foi+request-9789-4b4541cd@righttoknow.org.au

Dear applicant

Freedom of Information Request FOI23/040 – Decision letter

The purpose of this letter is to give you a decision about your request for access to documents under the *Freedom of Information Act 1982* (the FOI Act) which you submitted to the Attorney-General's Department (the department).

Your request

On 10 January 2023, you requested access to:

I request all of the organisational charts and role descriptions for staff in relation to the establishment of the National Anti-Corruption Commission. If final versions do not exist, I request latest draft versions.

On 13 January 2023, the department acknowledged your request.

On 3 February 2023, you agreed to an extension to process this request.

A decision in relation to your request is due on 23 February 2023.

My decision

I am an officer authorised under s 23(1) of the FOI Act to make decisions in relation to freedom of information (FOI) requests made to the department.

I have identified 10 documents that fall within the scope of your request. I did this by making inquiries of staff likely to be able to identify relevant documents and arranging for comprehensive searches of relevant departmental electronic and hard copy holdings.

In making my decision regarding access to the relevant documents, I have taken the following material into account:

- the terms of your request
- the content of the documents identified as within scope of your request
- the provisions of the FOI Act, and
- the FOI Guidelines issued by the Australian Information Commissioner (the Guidelines).

I have decided to:

- grant access in full to 2 documents, and
- grant access to 8 documents in part with deletion of material which may be regarded as irrelevant to your request under section 22(1) of the FOI Act.

Statement of Reasons

In conjunction with the schedule of documents at **Attachment B**, the below information sets out the reasons I have decided not to disclose certain material to you in response to your request for documents under the FOI Act.

Section 22: Access to edited copies with exempt or irrelevant matter deleted

Section 22 of the FOI Act provides that if an agency decides to give access to a document that would disclose information that would reasonably be regarded as irrelevant to the request, and it is possible for the agency to prepare a copy (an *edited copy*) of the document, modified by deletions, the agency must prepare the edited copy and give the applicant access to it.

In deciding to delete material which would reasonably be regarded as irrelevant to a request, paragraph 3.95 of the FOI Guidelines state that:

It is important for agencies to keep in mind that the implicit purpose of s 22 is to facilitate access to information promptly and at the lowest reasonable cost through the deletion of material that can readily be deleted, and that an applicant has either agreed or is likely to agree that the material is irrelevant.

On 13 January 2023, the department acknowledged your request and advised the following information would be excluded from the scope of your request:

- personal details of junior public sector officers, where their names are not publicly known or routinely disclosed, and
- duplicate documents and incomplete email chains.

I have decided to regard the above categories of information as irrelevant to your request. Accordingly, I have deleted the personal details of junior public sector officers under s 22 of the FOI Act.

Additional information

Your review rights under the FOI Act are set out at **Attachment A** to this letter.

The schedule of documents at **Attachment B** sets out brief information about each document within the scope of your request and my decision in relation to access to each of those documents.

The documents to which I have decided to grant full and partial access under the FOI Act are at **Attachment C**.

Questions about this decision

If you wish to discuss this decision, the FOI case officer for this matter is Kellie, who can be reached on (02) 6141 6666 or by email to foi@ag.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Lucinda Atkinson', followed by a long horizontal line extending to the right.

Lucinda Atkinson
Assistant Secretary
Fraud Prevention and Anti-Corruption Branch

Attachments

- Attachment A: Review rights
- Attachment B: Schedule of documents
- Attachment C: Documents



Attachment A - FOI Review rights

If you are dissatisfied with the decision of the Attorney-General's Department (the department), you may apply for internal review or Information Commissioner review of the decision.

The department encourages applicants to consider seeking internal review as a first step as it may provide a more rapid resolution of your concerns.

Internal review

Under s 54 of the *Freedom of Information Act 1982* (FOI Act), applications for internal review must be made in writing within 30 days of the date of the decision letter, and be lodged in one of the following ways:

Email: foi@ag.gov.au

Post: Freedom of Information and Privacy Section
Strategy and Governance Branch
Attorney-General's Department
3-5 National Circuit BARTON ACT 2600

An officer of the department other than the officer who made the original decision will complete the internal review within 30 days of receipt of your request.

Providing reasons you believe internal review of the decision is necessary will assist us to respond to your review.

Information Commissioner review

Under s 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 the decision 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: GPO Box 5218 Sydney NSW 2001

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



Attachment B - Schedule of documents - Freedom of Information Request FOI23/040

Document no.	Date	No. pages	Description	Access decision	Exemption/s applied
1	27 October 2022	2	Graduate bid nomination for Anti-Corruption and NACC legislation section.	Grant access in full	Nil
2	6 December 2022	1	APS 4 vacancies and position description across NACC taskforce teams.	Grant access in part	Section 22(1): Irrelevant material
3	16 November 2022	1	APS 5 vacancies and position description across NACC taskforce teams.	Grant access in part	Section 22(1): Irrelevant material
4	18 January 2023	1	Fraud Prevention and Anti-Corruption organisational chart, includes NACC Taskforce teams.	Grant access in part	Section 22(1): Irrelevant material
5	25 October 2022	1	APS 6 vacancies and position description across NACC taskforce teams.	Grant access in part	Section 22(1): Irrelevant material
6	21 October 2022	1	APS 5 vacancies and position description across NACC taskforce teams.	Grant access in part	Section 22(1): Irrelevant material
7	21 December 2022	1	APS 6 and EL1 vacancies and position description for NACC Taskforce teams.	Grant access in part	Section 22(1): Irrelevant material
8	5 January 2023	2	Internal email with the Attorney-General's Department.	Grant access in part	Section 22(1): Irrelevant material
9	20 January 2023	7	NACC Taskforce Vacancy Kit – APS 4-EL2.	Grant access in full	Nil
10	21 January 2023	11	Request for quote for recruitment services.	Grant access in part	Section 22(1): Irrelevant material