



24 February 2023

Rex Banner
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nbn ref: FOI2223031.003

Dear Rex

Request for Information

I am writing in relation to your correspondence to **nbn's** FOI Officer email address on 27 January 2023 in the following terms:

"I request the "National Broadband Network – Rollout Information" - for the period between 1st November 2022 and 27th January 2023.

That is, a breakdown by each State/Territory and totals of:

- > Brownfields: (Ready to Connect and Premises Activated) Greenfields*
- > (New Developments): (Ready to Connect and Premises Activated)*
- > Satellite:(Ready to Connect and Premises Activated)*
- > Wireless: (Ready to Connect and Premises Activated)*
- > Totals: Premises in RFS Areas, Not Yet Ready to Connect, Ready to Connect, Premises Activated".*

The *Freedom of Information Act 1982* (Cth) (**FOI Act**) provides that members of the public have a general right of access to specific documents, subject to certain exemptions. Under [section 15\(2\)](#) of the FOI Act, a valid FOI request must state that the request is an application for the purposes of the FOI Act and provide such information concerning the requested documents as is reasonably necessary to enable **nbn** to identify them, among other things.

Scope of Request

You have requested the "National Broadband Network – Rollout Information" for the period stated. Your request goes on to request a breakdown by certain data types.

The data that you request appears to be the same as the data available in **nbn's** Weekly Progress Report, which is publicly available on **nbn's** website [here](#).

Are you seeking the Weekly Progress Reports released during the period 1st November 2022 and 27th January 2023? Alternatively, are you seeking totals for only that entire period? If the latter, please indicate whether the date range is inclusive of the start and end dates.

As currently drafted, the terms of your request are not sufficiently clear and the particular documents that fall within the parameters of the request are therefore not reasonably identifiable. Accordingly, your FOI request, in its current form, is invalid. Until you clarify those terms, **nbn** will not formally acknowledge your request, and the statutory period for completing this request will not commence. In that regard, please inform me if there is a specific document, or set of documents, which you are seeking – at least to the extent that you can identify them.



FOI Processing Period and Charges

The statutory period for processing an FOI application is 30 days, subject to any suspension of the processing period or extension of the time for deciding the application. Please also note that **nbn** may impose processing charges in relation to FOI requests. You will be advised of any charges in relation to your request.

For your reference, processing charges for FOI applications are set by regulation and may be found at **nbn's** website – and, in particular, its [FOI page](#). The following hyperlink outlines **nbn's** approach to processing charges: Submission to the Office of the Australian Information Commissioner [Charges Review](#). In particular, **nbn** supports – and will generally apply – Recommendation 24 in the [Hawke Review into FOI Legislation](#), (**the Hawke Review**) as a benchmark in reviewing FOI applications. For your reference, Recommendation 24 suggests a 40-hour ceiling for all FOI processing charges. More information about charges under the FOI Act is available on the Office of the Australian Information Commissioner's (**OAIC**) website and in part 4 of the OAIC [FOI Guidelines](#).

Disclosure Log

In accordance with the FOI Act, **nbn** is required to publish documents provided to FOI applicants within 10 working days after release. The information you seek may be published in full (as released to you) or with some additional redactions as per section 11C of the FOI Act. For further information and other details, please visit our [Disclosure Log](#) on **nbn's** website.

Please feel free to contact me on (02) 9031 3022 if you have any questions, or if you would like to discuss your request.

Yours sincerely

Rohan Singh

Freedom of Information Officer