



File No: FA 15/07/00781; ADF2015/34881

17 September 2015



Dear [REDACTED]

Request for access to documents – Freedom of Information Act 1982 (FOI Act)

I refer to your email dated 7 July 2015 in which you request access to documents held by the Department of Immigration and Border Protection (the Department) under the *Freedom of Information Act 1982* (the FOI Act).

Scope of Request

You have requested access to the following documents held by ACBPS:

'Compliance Statistics as previously released by the Australian Customs and Border Protection Service until July 2014 in a publication named Compliance Update. .'

Charges

On 11 August 2015, the Department notified you of the estimated charges associated with processing this request in the amount of [REDACTED]. On 13 August 2015, the Department received the deposit of [REDACTED].

A decision was due to be issued to you on 5 September 2015. As such, this request is outside the statutory timeframes provided for under the FOI Act. As the Department has not notified you of a decision on your request within the statutory time limit (including the extension of time you agreed to on 4 August 2015, the Department cannot impose a charge for providing access to documents in this request.

As such, a refund of the deposit of [REDACTED] will be made to you as soon as possible.

Decision on access

I am authorised under section 23 of the FOI Act to make decisions to release and to refuse access to exempt documents.

In accordance with section 17 of the FOI Act, the Department has used its computer system to produce two documents that contain the requested information. The data produced in these documents existed in the possession of the Department on 7 July 2015 when your FOI request was received.

I have decided to release two documents in full. Those documents are attached for your reference.

Your Review Rights

Internal Review

If you disagree with this decision, you have the right to apply for an internal review by the Department of this decision. Any request for internal review must be provided to the Department within 30 days of you being notified of the decision. Where possible please attach reasons why you believe a review of the decision is necessary. The internal review will be carried out by an officer other than the original decision maker and the Department must make a review decision within 30 days. Applications for review should be sent to:

Freedom of Information Section
Department of Immigration and Border Protection
PO Box 25
BELCONNEN ACT 2617

OR

By email to: foi@border.gov.au

Review by the Office of the Australian Information Commissioner

You may apply directly to the Office of the Australian Information Commissioner (OAIC) for a review of this decision. You must apply in writing within 60 days of this notice. For further information about review rights and how to submit a request for a review to the OAIC, please see Fact Sheet 12 "Freedom of information – Your review rights", available online at <http://www.oaic.gov.au/freedom-of-information/foi-reviews>.

Making a Complaint

You may complain to the Commonwealth Ombudsman if you have concerns about how the Department has handled your request under the FOI Act. Information about how to submit a complaint is available on line at <http://www.ombudsman.gov.au/pages/making-a-complaint/>.

Contact

Should you wish to discuss this decision, please do not hesitate to contact the FOI team at foi@border.gov.au

**FOI Officer | Freedom of Information Section
Access to Information Branch
Department of Immigration and Border Protection**