



Australian Government

Department of Health

ABN: 83605426759

s22

FOI 25-0092 LD - Document 1

Receipt No: 1400060256

Date: 06.07.2022  
Account No: CO-9001  
Total (\$): 75.00

Contact Officer: Collector of Relevant Monies  
Contact Number: (02) 6289 s47E(d)  
Contact Fax: (02) 6289 s47E(d)  
Contact Email: s47E(d)@health.gov.au

RECEIPT

Dear Sir/Madam

Thank you for your payment detailed below.

Document No.	Date	Amount (\$)
1400060256	06.07.2022 FOI 3804	75.00

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

Total Amount \$75.00



## Australian Government

### Department of Health and Aged Care

FOI reference: FOI-3835

s22

By email: s22

Dear s22

### Decision on your Freedom of Information Request

I refer to your request of 17 June 2022, to the Department of Health and Aged Care (the department), seeking access under the *Freedom of Information Act 1982* (Cth) (FOI Act) to:

s22

I am authorised under subsection 23(1) of the FOI Act to make decisions in relation to Freedom of Information requests. I am writing to notify you of my decision on your request.

### FOI decision

I have identified ten documents that are relevant to your request. These documents were in the possession of the department when your request was received.

I have decided:

- to give access to Document 2 in full
- to give access to information relevant to your FOI request in Documents 3 and 4
- to give access to information relevant to your FOI request in Documents 1, 5 and 6 subject to the deletion of exempt material, and
- to refuse access to Documents 7, 8, 9 and 10 as they contain fully exempt material.

A schedule setting out the documents relevant to your request, with my access decision in relation to each of those documents, is at **ATTACHMENT A**.

My reasons for not providing access to material that has been deleted from the documents are set out in **ATTACHMENT B**.

### Third Party Consultation

On 12 July 2022, you were informed that third party consultation would be necessary. I considered third party contentions when making my decision.

### Charges

On 5 August 2022, the department notified of your liability to pay a charge of \$495.00. On 5 September 2022, the department decided to reduce the charge to \$247.50. In response to your request for an internal review of that decision, the department decided to waive the charge in full.

### Legislative provisions

The FOI Act, including the provisions referred to in my decision, are available on the Federal Register of Legislation website: [www.legislation.gov.au/Series/C2004A02562](http://www.legislation.gov.au/Series/C2004A02562)

The *Privacy Act 1988* (Cth) (Privacy Act), can also be accessed from the Federal Register of Legislation website here: [www.legislation.gov.au/Series/C2004A03702](http://www.legislation.gov.au/Series/C2004A03702)

### Your review rights

I have set out your review rights at **ATTACHMENT C**.

### Publication

Where I have decided to release documents to you, the department may also publish the released material on its Disclosure Log. The department will not publish personal or business affairs information where it would be unreasonable to do so.

For your reference the department's Disclosure Log can be found at: [www.health.gov.au/resources/foi/disclosure-log](http://www.health.gov.au/resources/foi/disclosure-log)

### Contacts

If you require clarification of any matters discussed in this letter you can contact the FOI Unit on (02) 6289 1666 or at [FOI@health.gov.au](mailto:FOI@health.gov.au)

Yours sincerely

**s22**

Lara Musgrave  
Assistant Secretary  
Primary Health Care and Community Control Branch

2/ October 2022

**From:** [FOI](#)  
**To:** s22  
**Cc:** [FOI](#)  
**Subject:** RE: FOI 3944 - Notice of Liability to Pay a Charge [SEC=OFFICIAL]  
**Date:** Monday, 31 October 2022 12:56:49 PM  
**Attachments:** [image001.png](#)

---

Dear s22

I refer to our correspondence of 29 September below.

As the department has not received a response from you within the 30 day period, your request is now considered withdrawn in accordance with section 28(1)(g) of the FOI Act.

If you wish to submit a new FOI request you may do so by contacting the FOI team at

[FOI@health.gov.au](mailto:FOI@health.gov.au)

Kind regards,

s22

FOI Case Officer

---

Legal Advice & Legislation Branch

Legal & Assurance Division | Corporate Operations Group

Australian Government Department of Health and Aged Care

T: 02 6289 1666 | E: [foi@health.gov.au](mailto:foi@health.gov.au)

GPO Box 9848, Canberra ACT 2601, Australia

*The Department of Health acknowledges the Traditional Custodians of Australia and their continued connection to land, sea and community. We pay our respects to all Elders past and present.*

*If you receive this email in error, please delete it and contact the sender immediately.*

---

**From:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>

**Sent:** Thursday, 29 September 2022 2:59 PM

**To:** s22

**Subject:** FOI 3944 - Notice of Liability to Pay a Charge [SEC=OFFICIAL]

Dear s22

Please find enclosed a Notice of Liability to Pay a Charge in relation to your FOI request FOI 3944.

Kind regards

s22

FOI Case Officer

---

Legal Advice & Legislation Branch

Legal & Assurance Division | Corporate Operations Group

Australian Government Department of Health

T: 02 6289 1666 | E: [foi@health.gov.au](mailto:foi@health.gov.au)

GPO Box 9848, Canberra ACT 2601, Australia

*The Department of Health acknowledges the Traditional Custodians of Australia and their continued connection to land, sea and community. We pay our respects to all Elders past and present.*

*If you receive this email in error, please delete it and contact the sender immediately.*

**From:** FOI  
**To:** s22  
**Subject:** Your Freedom of Information Request FOI 3959 - Withdrawn [SEC=OFFICIAL]  
**Date:** Monday, 5 December 2022 9:26:58 AM  
**Attachments:** [image001.png](#)  
[FOI 3959 - Notice of Liability to Pay Charge.pdf](#)  
[image004.png](#)

Dear s22,

I refer to our correspondence of 2 November 2022 attached.

As the department has not received a response from you within the 30 day period and in accordance with section 29 of the FOI Act and the *Freedom of Information (Charges) Regulations 2019* (FOI Regulations), your FOI request 3959 is now considered withdrawn.

If you wish to submit a new FOI request, you may of course do so by contacting the FOI team at [FOI@health.gov.au](mailto:FOI@health.gov.au).

Kind regards,

s22

**FOI Case Officer**  
**Legal Advice and Legislation**

Legal and Assurance Division | Corporate Operations Group  
 Australian Government Department of Health and Aged Care  
 T: 02 6289 1666 | E: [foi@health.gov.au](mailto:foi@health.gov.au)  
 PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges First Nations peoples as the Traditional Owners of Country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to all Elders both past and present.*

**From:** FOI

**Sent:** Wednesday, 2 November 2022 12:32 PM

**To:** s22

**Subject:** Your Freedom of Information Request FOI 3959 - Notice of Liability to Pay a Charge [SEC=OFFICIAL]

Dear s22

Please find attached correspondence in relation to your Freedom of Information request to the Department of Health.

Kind regards

s22

Freedom of Information Section

Legal & Assurance Division | Corporate Operations Group  
 Legal Advice & Legislation Branch  
 Australian Government Department of Health & Aged Care  
 ☎: (02) 6289 1666 | ✉: [FOI@health.gov.au](mailto:FOI@health.gov.au)  
 Location: 260 Elizabeth Street, Sydney  
 GPO Box 9848, Canberra ACT 2601, Australia

*The Department of Health acknowledges the Traditional Custodians of Australia and their continued connection to land, sea and community. We pay our respects to all Elders past and present.  
 If you receive this email in error, please delete it and contact the sender immediately.*



**From:** FOI  
**To:** s22  
**Subject:** RE: FOI 4068 - Notice of liability to pay a charge [SEC=OFFICIAL]  
**Date:** Friday, 23 December 2022 9:52:42 AM  
**Attachments:** [FOI 4068 - Notice of charges.pdf](#)  
[image001.png](#)  
[image004.png](#)

Dear s22

I refer to the department's correspondence of 22 November 2022 attaching a Notice of liability to pay a charge in regards to FOI request 4068.

Within this correspondence, you were advised that if the department does not receive a response within 30 days of providing the notice, either agreeing or contending to the charges imposed, your request would be taken to be withdrawn.

As the department has not received a response within the 30 day period, the request is now deemed withdrawn pursuant to paragraph 29(1)(g) of the *Freedom of Information Act 1982* (Cth).

Please do not hesitate to contact us should you wish to discuss further.

Kind regards,

s22

**FOI Officer – Freedom of Information Section  
 Legal Advice and Legislation**

Legal and Assurance Division | Corporate Operations Group  
 Australian Government, Department of Health and Aged Care  
 T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)  
 PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional owners of country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to elders both past and present*

**From:** FOI

**Sent:** Tuesday, 22 November 2022 2:11 PM

**To:** s22

**Cc:** FOI

**Subject:** TRIM: FOI 4068 - Notice of liability to pay a charge [SEC=OFFICIAL]

Dear s22

Please find attached correspondence in relation to your Freedom of Information request to the Department of Health and Aged Care.

Kind regards,

s22

FOI Case Officer

Legal Advice & Legislation Branch

Legal & Assurance Division | Corporate Operations Group  
 Australian Government Department of Health and Aged Care

T: 02 6289 1666 | E: [foi@health.gov.au](mailto:foi@health.gov.au)

GPO Box 9848, Canberra ACT 2601, Australia

*The Department of Health acknowledges the Traditional Custodians of Australia and their continued connection to land, sea and community. We pay our respects to all Elders past and present.*

*If you receive this email in error, please delete it and contact the sender immediately.*

**From:** FOI  
**To:** s22  
**Subject:** RE: TRIM: Re: FOI request 4116 – refund form [SEC=OFFICIAL]  
**Date:** Friday, 7 June 2024 9:55:58 AM  
**Attachments:** image001.png

Dear s22

Re FOI 4116 – refund

Unfortunately, the Department of Health and Aged Care is unable to give effect to the refund without the information requested. If you are able to provide it, please contact us. However, the department will take no further action at this time.

Please feel free to contact the department should you have any queries.

Yours sincerely

s22

### Freedom of Information Section

Legal Advice and Legislation Branch

Legal Division | Corporate Operations Group

Australian Government, Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional custodians of Australia and their continued connection to land, sea and community. We pay our respects to elders past and present.  
 If you receive this email in error, please delete it and contact the sender immediately.*

**From:** s22

**Sent:** Friday, May 31, 2024 4:12 PM

**To:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>

**Subject:** TRIM: Re: FOI request 4116 – refund form [SEC=OFFICIAL]

That account is closed. I have no receipt. Process or font. Havent had the money do wont miss it either way. You got your form pay it or dont.

On Fri, 31 May 2024, 16:01 FOI, <[FOI@health.gov.au](mailto:FOI@health.gov.au)> wrote:

Dear s22

Thank you for your email.

We confirm receipt of your signed Customer Refund Form (**attached**).

To process the refund, the department will also require:

2. Proof of payment of the deposit paid to the department on 24 January 2023. This could be a screenshot of the transaction itself or a snippet of the bank statement showing the transaction.
3. Confirmation of the bank account details noted on the Customer Refund Form. This could be a copy or snippet of your bank statement showing your name, and address, BSB and account number.

If you would like any clarification or wish to discuss, please do not hesitate to contact the FOI section on the details below.

It would also assist the department if you are able to provide a telephone number.

We look forward to receiving the additional documentation at your earliest convenience.

Kind regards,

s22

FOI Case Officer – Freedom of Information Section

**Legal Advice and Legislation Branch**

Legal and Assurance Division

Australian Government Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges First Nations peoples as the Traditional Owners of Country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to all Elders both past and present.*

**From:** s22**Sent:** Friday, May 31, 2024 3:42 PM**To:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>**Subject:** Re: FOI request 4116 – refund form [SEC=OFFICIAL]

Please see returned form attached.

On Fri, 31 May 2024, 11:19 FOI, <[FOI@health.gov.au](mailto:FOI@health.gov.au)> wrote:

Good morning s22,

Re: Freedom of Information request 4116 - refund

In a routine review the Department of Health and Aged Care (the department) has identified the outstanding matter below. I regret the delay in addressing this.

**Background**

I refer to correspondence below in relation to your FOI request 4116 received by the department on 30 November 2022.

In the department's decision issued to you on 10 February 2023, we advised you that your deposit of \$46.75 would be refunded.

**For action**

To process the refund, the department asks that you:

1. Complete, sign, and return the **attached** Customer Refund Form.
2. Provide proof of payment of the deposit paid to the department on 24 January 2023. This could be a screenshot of the transaction itself or a snippet of the bank statement showing the transaction.
3. Provide confirmation of the bank account details noted on the Customer Refund Form in which you wish to receive the refund. This could be a copy or snippet of your bank statement showing your name, and address, BSB and account number.

We would be grateful if you could return the completed form by **Friday, 7 June 2024**.

Should you have any queries or wish to discuss, please do not hesitate to contact the FOI section on the details below.

Once again, the department regrets the delay in following up this matter and any inconvenience caused.

Kind regards,

s22

**FOI Case Officer – Freedom of Information Section****Legal Advice and Legislation Branch**

Legal and Assurance Division

Australian Government Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges First Nations peoples as the Traditional Owners of Country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to all Elders both past and present.*



**From:** s22

**Sent:** Wednesday, March 15, 2023 5:50 PM

**To:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>

**Subject:** Re: TRIM: FOI request 4116 – refund form - due 8 March 2023 [SEC=OFFICIAL]

**REMINDER:** Think before you click! This email originated from outside our organisation. Only click links or open attachments if you recognise the sender and know the content is safe.

I am interstate at the moment and will do this Monday.

On Thu, 9 Mar 2023, 09:36 FOI, <[FOI@health.gov.au](mailto:FOI@health.gov.au)> wrote:

Dear s22

I am following up this request that you complete, sign, and return the attached form, in order that the Department of Health and Aged Care can process your refund.

Please feel free to contact the Department should you have any queries.

Yours sincerely

s22

**Freedom of Information Section**

Legal Advice and Legislation Branch

Legal and Assurance Division | Corporate Operations Group

Australian Government, Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional custodians of Australia and their continued connection to land, sea and community. We pay our respects to elders past and present. If you receive this email in error, please delete it and contact the sender immediately.*

**From:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>

**Sent:** Thursday, 2 March 2023 4:14 PM

**To:** s22

**Subject:** TRIM: FOI request 4116 – refund form - due 8 March 2023 [SEC=OFFICIAL]

Dear s22

I refer to your FOI request 4116 received on 30 November 2022. In the decision issued to you on 10 February 2023, we advised that the Department of Health and Aged Care would arrange for a refund of your deposit of \$46.75.

I regret the delay in this matter.

Would you please fill out the “Section below to be completed and signed by the vendor” on the attached form, and sign and return it?

We would appreciate it if you could return the signed form by Wednesday 8 March 2023.

Yours sincerely

s22

**Freedom of Information Section**

Legal Advice and Legislation Branch

Legal and Assurance Division | Corporate Operations Group

Australian Government, Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional custodians of Australia and their continued connection to land, sea and community. We pay our respects to elders past and present. If you receive this email in error, please delete it and contact the sender immediately.*

**From:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>

**Sent:** Friday, 10 February 2023 5:08 PM

**To:** s22

**Subject:** Your FOI request 4116 – Decision on access [SEC=OFFICIAL]

Dear s22

We refer to your FOI request 4116 received on 30 November 2022.

Please find attached a decision on access.

If you have any queries in relation to this decision, please contact the FOI Section on the details below.

Yours sincerely

s22

**Freedom of Information Section**

Legal Advice and Legislation Branch

Legal and Assurance Division | Corporate Operations Group

Australian Government, Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional custodians of Australia and their continued connection to land, sea and community. We pay our respects to elders past and present.*

*If you receive this email in error, please delete it and contact the sender immediately.*

"Important: This transmission is intended only for the use of the addressee and may contain confidential or legally privileged information. If you are not the intended recipient, you are notified that any use or dissemination of this communication is strictly prohibited. If you receive this transmission in error please notify the author immediately and delete all copies of this transmission."

"Important: This transmission is intended only for the use of the addressee and may contain confidential or legally privileged information. If you are not the intended recipient, you are notified that any use or dissemination of this communication is strictly prohibited. If you receive this transmission in error please notify the author immediately and delete all copies of this transmission."

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care



**Australian Government**  
**Department of Health and Aged Care**

Reference: FOI 4311

s22

By email: s22

Dear s22,

**Decision on your Freedom of Information Request**

I refer to your request of 21 March 2023, to the Department of Health and Aged Care ('the department'), seeking access under the *Freedom of Information Act 1982* (Cth) ('FOI Act') to:



I am authorised under subsection 23(1) of the FOI Act to make decisions in relation to Freedom of Information requests. I am writing to notify you of my decision on your request.

## FOI decision

You have requested access to data that is held in computer systems ordinarily available to the department. Pursuant to section 17 of the FOI Act, the department has used its computer systems to produce 12 written discrete documents that contain the information you are seeking to access.

I have also identified nine further documents that are relevant to your request. These documents were in the possession of the department when your request was received.

I have decided to:

- give access to two documents in full
- give access to information relevant to your request in six documents, deleting irrelevant information
- give access to seven documents in part, subject to the deletion of irrelevant and exempt material
- give access to five documents in part, subject to the deletion of exempt material
- refuse access to one document as it contains fully exempt material.

A schedule setting out the documents relevant to your request, with my decision in relation to those documents, is at **ATTACHMENT A**.

My reasons for not providing access to material that has been deleted from the documents are set out in **ATTACHMENT B**.

## Third Party Consultation

You were informed on 14 April 2023 that third party consultation would be necessary.

## Charges

On 2 June 2023, the department notified you of your liability to pay a charge of \$271.00. On 20 June 2023, the department received full payment (receipt #399340610).

## Legislative provisions

The FOI Act is available on the Federal Register of Legislation:

[www.legislation.gov.au/Series/C2004A02562](http://www.legislation.gov.au/Series/C2004A02562)

The *Privacy Act 1988* is available on the Federal Register of Legislation:

[www.legislation.gov.au/Series/C2004A03712](http://www.legislation.gov.au/Series/C2004A03712)

## Your review rights

I have set out your review rights at **ATTACHMENT C**.

## Publication

Where I have decided to release documents to you, the department may also publish the released material on its Disclosure Log. The department will not publish personal or business affairs information where it would be unreasonable to do so.

For your reference the department's Disclosure Log can be found at:  
[www.health.gov.au/resources/foi-disclosure-log](http://www.health.gov.au/resources/foi-disclosure-log).

## Contacts

If you require clarification of any matters discussed in this letter you can contact the FOI Section on (02) 6289 1666 or at [FOI@health.gov.au](mailto:FOI@health.gov.au).

Yours sincerely,



**Nikolai Tsyganov**  
Assistant Secretary  
Pricing & PBS Policy Branch  
10 July 2023

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

**From:** s22  
**To:** [FOI](#)  
**Subject:** Re: Your FOI request 4420 – Notice of Liability to Pay a Charge [SEC=OFFICIAL]  
**Date:** Thursday, 13 July 2023 11:04:25 AM  
**Attachments:** [image001.png](#)  
[image002.png](#)

---

yes :)

On Thu, 13 Jul 2023 at 10:57, FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)> wrote:

Thank you for your response s22

Can I confirm that you wish to withdraw your request for FOI 4420?

Kind Regards

s22

**Case Officer – Freedom of Information Section**

**Legal Advice and Legislation**

---

Legal and Assurance Division | Corporate Operations Group

Australian Government, Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional owners of country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to elders both past and present*

---

**From:** s22

**Sent:** Thursday, 13 July 2023 9:34 AM

**To:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>

**Subject:** Re: Your FOI request 4420 – Notice of Liability to Pay a Charge [SEC=OFFICIAL]

hello,

I accept your decision, and withdraw this FOI

s22

On Mon, 10 Jul 2023 at 08:48, FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)> wrote:

Dear s22

I refer to your email below. Please find attached a letter regarding your request to contest the decision to impose a charge.

If you have any questions please reach out to the FOI hotline below.



s22

**Case Officer – Freedom of Information Section****Legal Advice and Legislation**

Legal and Assurance Division | Corporate Operations Group

Australian Government, Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional owners of country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to elders both past and present*

**From:** s22 [@theage.com.au](mailto:s22@theage.com.au)**Sent:** Thursday, 8 June 2023 9:33 AM**To:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>**Subject:** Re: Your FOI request 4315 – Notice of Liability to Pay a Charge [SEC=OFFICIAL]

**REMINDER:** Think before you click! This email originated from outside our organisation. Only click links or open attachments if you recognise the sender and know the content is safe.

Hello,

I believe this charge is unfair and would like to contest it.



s22

On Tue, 6 Jun 2023 at 13:28, FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)> wrote:

Dear s22

I refer to your freedom of information (FOI) request received on 22 March 2023.

Please find attached a Notice of Liability to Pay a Charge.

If you have any queries in relation to this notice, please contact the FOI Section on the details below.

Kind regards

s22

Freedom of Information Section

Legal & Assurance Division | Corporate Operations Group

Australian Government Department of Health & Aged Care

☎: (02) 6289 1666 | ✉: [FOI@health.gov.au](mailto:FOI@health.gov.au)

Location: 260 Elizabeth Street, Sydney

GPO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges First Nations peoples as the Traditional Owners of Country throughout Australia, and their continued connection to land, sea and community. We pay our respects to them and their cultures, and to all Elders past and present.*

*Please note that this email and attachments may contain confidential or legally privileged information. Please consult with Legal and Assurance Division before disclosing any part of this email, or attachment, outside the Department. If you receive this email in error, please delete it and contact the sender immediately.*

"Important: This transmission is intended only for the use of the addressee and may contain confidential or legally privileged information. If you are not the intended recipient, you are notified that any use or dissemination of this communication is strictly prohibited. If you receive this transmission in error please notify the author immediately and delete all copies of this transmission."

--

s22



# s22

"Important: This transmission is intended only for the use of the addressee and may contain confidential or legally privileged information. If you are not the intended recipient, you are notified that any use or dissemination of this communication is strictly prohibited. If you receive this transmission in error please notify the author immediately and delete all copies of this transmission."

--

# s22

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

# s22

# s22

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

**Australian Government****Department of Health and Aged Care**

FOI reference: FOI 4530

**s22**

By email: **s22**

Dear **s22**

**Decision on your Freedom of Information Request**

I refer to your request of 10 July 2023, to the Department of Health and Aged Care (the department), seeking access under the *Freedom of Information Act 1982* (Cth) (FOI Act) to:

**s22**

**Revision of scope**

Following consultation with you, on 2 August 2023 you agreed to modify the scope of your request to the following:

**s22**

I am authorised under s 23(1) of the FOI Act to make decisions in relation to Freedom of Information requests. I am writing to notify you of my decision on your request.

## FOI decision

I have identified 12 documents (with 8 attachments) that are relevant to your request. These documents were in the possession of the department when your request was received.

I have decided to:

- give access in full to information relevant to your request in one document, and
- give access to 11 documents in part, subject to the deletion of exempt and irrelevant material.

A schedule setting out the documents relevant to your request, with my decision in relation to those documents, is at **ATTACHMENT A**.

My reasons for not providing access to material that has been deleted from the documents are set out in **ATTACHMENT B**.

You were informed on 22 August 2023 that consultation with third parties would be necessary. A contention has been made that certain parts of documents should be exempt. My decision has been to grant access to some of that material. As such, the relevant third parties have review rights under the FOI Act.

As a result, I am unable to provide you with access to the information contained within document 12 until the third-party review rights have been exhausted.

The material relevant to your request which is not subject to third-party review rights will be provided to you on the payment of any outstanding charges.

## Charges

The department notified you of your liability to pay a charge of \$1,060.00 on 18 August 2023 for the estimated work required to process your request.

On 21 August 2023 you paid \$1,006.00 to the department. The outstanding balance of your charges is \$54.00. Your payment for the outstanding balance of charges should be received within 30 days by way of cheque (made payable to the Department of Health and Aged Care), money order or credit card.

If you choose to pay by cheque (personal or bank) or money order it should be mailed to the following address:

FOI Unit (MDP 516)  
Department of Health and Aged Care  
GPO Box 9848  
CANBERRA ACT 2601

If you wish to pay by credit card, please contact the department's FOI Unit on (02) 6289 1666.



The department will provide access to documents released to you under this decision when the department receives and receipts the balance of the outstanding charges and any third-party review rights have been exhausted.

### **Legislative provisions**

The FOI Act, including the provisions referred to in my decision, are available on the Federal Register of Legislation website: [www.legislation.gov.au/Series/C2004A02562](http://www.legislation.gov.au/Series/C2004A02562).

The *Privacy Act 1988* (Cth) (Privacy Act), can also be accessed from the Federal Register of Legislation website here: [www.legislation.gov.au/Series/C2004A03712](http://www.legislation.gov.au/Series/C2004A03712).

### **Your review rights**

I have set out your review rights at **ATTACHMENT C**.

### **Publication**

Where I have decided to release documents to you, the department may also publish the released material on its Disclosure Log. The department will not publish personal or business affairs information where it would be unreasonable to do so.

For your reference the department's Disclosure Log can be found at: [www.health.gov.au/resources/foi-disclosure-log](http://www.health.gov.au/resources/foi-disclosure-log).

### **Contacts**

If you require clarification of any matters discussed in this letter you can contact the FOI Section on (02) 6289 1666 or at [FOI@health.gov.au](mailto:FOI@health.gov.au).

Yours sincerely

**s22**

Louise Riley  
Assistant Secretary  
MBS Policy and Reviews Branch

26 September 2023



Australian Government

Department of Health  
and Aged Care

ABN: 83605426759

FOI 25-0092 LD - Document 10

Receipt No: 1400064193

Date: 29.09.2023  
Account No: CO-9001  
Total (\$): 54.00

Contact Officer: Collector of Relevant Monies  
Contact Number: (02) 6289 §47E(d)  
Contact Fax: (02) 6289 §47E(d)  
Contact Email: §47E(d)@health.gov.au

s22

RECEIPT

Dear Sir/Madam

Thank you for your payment detailed below.

Document No.	Date	Amount (\$)
1400064193	29.09.2023 FOI4530	54.00

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

Total Amount

\$54.00



**Australian Government**  
**Department of Health and Aged Care**

FOI reference: FOI 4773

s22

By email: s22

Dear s22

**Decision on your Freedom of Information Request**

I refer to your request of 23 October 2023 to the Department of Health and Aged Care (the department), seeking access under the *Freedom of Information Act 1982* (Cth) (FOI Act) to:

s22

**Modification of scope of request**

On 8 November 2023, following consultation with you, you agreed to modify the scope of your request to the following:

# s22

## FOI decision

I am authorised under subsection 23(1) of the FOI Act to make decisions in relation to Freedom of Information requests. I am writing to notify you of my decision on your request.

I have identified 253 documents that are relevant to your request. These documents were in the possession of the department when your request was received.

I have decided to:

- give access to information relevant to your request in 11 documents in full
- give access to 123 documents in part, subject to the deletion of exempt and/or irrelevant material
- refuse access to 119 documents as they contain fully exempt material.

A schedule setting out the documents relevant to your request, with my decision in relation to those documents, is at **ATTACHMENT A**.

My reasons for not providing access to material that has been deleted from the documents are set out in **ATTACHMENT B**.

## Charges

The department notified you of your liability to pay a charge of \$1640.00 on 19 December 2023 for the estimated work required to process your request.

On 21 December 2023 you agreed to pay the charge.

The department received the full payment of \$1640.00 from you on 19 January 2024.

### **Legislative provisions**

The FOI Act, including the provisions referred to in my decision, is available on the Federal Register of Legislation website: [www.legislation.gov.au/Series/C2004A02562](http://www.legislation.gov.au/Series/C2004A02562).

The *Privacy Act 1988* (Cth) (Privacy Act), can also be accessed from the Federal Register of Legislation website here: [www.legislation.gov.au/Series/C2004A03712](http://www.legislation.gov.au/Series/C2004A03712).

### **Your review rights**

I have set out your review rights at **ATTACHMENT C**.

### **Publication**

Where I have decided to release documents to you, the department may also publish the released material on its Disclosure Log. The department will not publish personal or business affairs information where it would be unreasonable to do so.

For your reference the department's Disclosure Log can be found at:  
[www.health.gov.au/resources/foi-disclosure-log](http://www.health.gov.au/resources/foi-disclosure-log)

### **Contacts**

If you require clarification of any matters discussed in this letter you can contact the FOI Section on (02) 6289 1666 or at [FOI@health.gov.au](mailto:FOI@health.gov.au).

Yours sincerely

**s22**

Andrew Rintoul  
A/g Assistant Secretary  
Prostheses Reform Taskforce Branch

29 January 2024





**Office of The Hon Mark Butler MP  
Minister for Health and Aged Care**

FOI reference: FOI-4861

**s22**

By email: **s22**

Dear **s22**

**Freedom of Information Request reference: FOI-4861**

**Notification of liability to pay charge**

I refer to your request of 6 December 2023, to the Minister for Health and Aged Care, the Hon Mark Butler MP (the Minister), seeking access under the *Freedom of Information Act 1982* (Cth) (FOI Act) to:

**s22**

I am writing to advise you of my decision that you are liable to pay a charge in respect of the processing of your request.

I am an officer authorised under section 23(1) of the FOI Act to make decisions in relation to FOI requests.

In accordance with section 29 of the FOI Act and the *Freedom of Information (Charges) Regulations 2019*, my preliminary assessment of the charge you are liable to pay is \$140.00 .

**Basis for my preliminary assessment of the charge**

I have assessed the work we would need to do to process your request and a calculation of the breakdown of charges is set out in **ATTACHMENT A.**



## **Your right to contend the charge**

Under the FOI Act, you have the right to contend that the charge:

- has been wrongly assessed, or
- should be reduced, or
- should not be imposed.

In deciding whether a charge should be reduced or not imposed, the decision maker must take into account:

- whether payment of the charge, or part of it, would cause you financial hardship
- whether giving access to the documents is in the general public interest or in the interest of a substantial section of the public
- any other relevant matter.

## **Payment of a deposit**

As the charge exceeds \$100, a 25% deposit **\$35.00** will be sought if the charge is imposed.

The deposit is not refundable except in some limited circumstances (for example, if the Minister fails to make a decision on your request within the statutory time limit), or may be refundable in part if the final charge is less than the deposit paid.

## **How to make payment**

The Department of Health and Aged Care (the department) can accept payment on behalf of the Minister by credit card, money order or cheque.

If you wish to pay by credit card, please contact the department's FOI Section at [foi@health.gov.au](mailto:foi@health.gov.au), indicating that you agree to pay the charge and to be further advised on the steps to follow to make that payment.

If you chose to pay by cheque or money order, it should be sent to the following address:

FOI Unit (MDP 516)  
Department of Health and Aged Care  
GPO Box 9848  
CANBERRA ACT 2601

## **The time you have to respond and what you need to do**

You have 30 days from the date this notice is provided to you to respond. Within those 30 days, you must do one of the following things in writing:

- agree to pay the charge (this will mean that you will not be entitled to access the requested documents until the full charge is paid)
- contend that the charge has been wrongly assessed, or should be reduced or not imposed and explain your reasons
- withdraw your request.

Please send your response to:

[FOI@health.gov.au](mailto:FOI@health.gov.au)

or

FOI Unit (MDP 516)

Department of Health and Aged Care

GPO Box 9848

CANBERRA ACT 2601

If you do not provide us with a written response within 30 days, your request will be taken to have been withdrawn.

The period for processing your request is suspended from the day that you receive this notice and resumes on either the day you pay the charge (in full or the required deposit) or the day on which this agency makes a decision not to impose a charge.

### Additional information

More information about charges under the FOI Act is available here:

- Office of the Australian Information Commissioner's website: <https://www.oaic.gov.au/freedom-of-information/how-to-access-government-information/make-a-freedom-of-information-request/what-charges-may-apply> and
- The Guidelines issued by the Australian Information Commissioner under s 93A of the FOI Act: [www.oaic.gov.au/freedom-of-information/foi-guidelines/part-4-charges-for-providing-access/](http://www.oaic.gov.au/freedom-of-information/foi-guidelines/part-4-charges-for-providing-access/)

### Contacts

If you require clarification of any matters discussed in this letter you can contact the department's FOI Section on (02) 6289 1666 or at [FOI@health.gov.au](mailto:FOI@health.gov.au)

Yours sincerely

s22

s22

Chief of Staff

10 January 2024

ATTACHMENT A

BASIS FOR PRELIMINARY ASSESSMENT CHARGES

Document estimate	
Number of relevant documents	10
Number of relevant pages	32

Search and retrieval		
Task	Time (hours)	Cost @ \$15/hr
Search and retrieval of relevant files	2h 40m	\$ 40.00
<b>Search and retrieval total</b>	<b>2h 40m</b>	<b>\$ 40.00</b>

Decision making		
Task	Time (hours)	Cost @ \$20/hr
Examination of documents	3	\$ 30.00
Consultation with third parties	6	\$ 120.00
Preparation of documents for release	3	\$ 30.00
Preparation of notice of access decision	1	\$ 20.00
<b>Decision making subtotal</b> (before deduction of five hours)	<b>13</b>	<b>\$ 200.00</b>
<b>Decision making total</b> (after deduction of first five hours free)		<b>\$ 100.00</b>

ESTIMATED TOTALS AND DEPOSIT	
Search and Retrieval Total	\$40.00
Decision Making Total	\$100.00
<b>TOTAL</b>	<b>\$140.00</b>
<b>REQUIRED DEPOSIT</b>	<b>\$35.00</b>



Australian Government

Department of Health  
and Aged Care

ABN: 83605426759

FOI 25-0092 LD - Document 13

Receipt No: 1400064878

Date: 31.01.2024  
Account No: CO-9001  
Total (\$): 35.00

Contact Officer: Collector of Relevant Monies  
Contact Number: (02) 6289 §47E(d)  
Contact Fax: (02) 6289 §47E(d)  
Contact Email: §47E(d)@health.gov.au

s22

RECEIPT

Dear Sir/Madam

Thank you for your payment detailed below.

Document No.	Date	Amount (\$)
1400064878	31.01.2024 FOI4861	35.00

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

Total Amount \$35.00



Australian Government

Department of Health  
and Aged Care

ABN: 83605426759

FOI 25-0092 LD - Document 14

Receipt No: 1400065155

Date: 15.03.2024  
Account No: CO-9001  
Total (\$): 105.00

Contact Officer: Collector of Relevant Monies  
Contact Number: (02) 6289 §47E(d)  
Contact Fax: (02) 6289 §47E(d)  
Contact Email: §47E(d)@health.gov.au

s22

RECEIPT

Dear Sir/Madam

Thank you for your payment detailed below.

Document No.	Date	Amount (\$)
1400065155	15.03.2024 FOI4861	105.00

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

Total Amount

\$105.00



**The Hon Anika Wells MP**  
**Minister for Aged Care**  
**Minister for Sport**  
**Member for Lilley**

FOI reference: FOI-5090

s22

By email: s22

Dear s22

**Freedom of Information Request reference: FOI-5090**

**Notification of liability to pay charge**

I refer to your request of 15 April 2024, to the Minister for Aged Care and Sport, the Hon Anika Wells MP (the Minister), seeking access under the *Freedom of Information Act 1982* (Cth) (FOI Act) to:

s22

s22

I am writing to advise you of my decision that you are liable to pay a charge in respect of the processing of your request. I am an officer authorised under section 23(1) of the FOI Act to make decisions in relation to FOI requests.



In accordance with section 29 of the FOI Act and the *Freedom of Information (Charges) Regulations 2019*, my preliminary assessment of the charge you are liable to pay is **\$77.50**.

### **Basis for my preliminary assessment of the charge**

I have assessed the work that the Minister's Office (the MO) would need to do to process your request. A calculation of the breakdown of charges is set out in **ATTACHMENT A**.

### **Your right to contend the charge**

Under the FOI Act, you have the right to contend that the charge:

- has been wrongly assessed, or
- should be reduced, or
- should not be imposed.

In deciding whether a charge should be reduced or not imposed, the decision maker must take into account:

- whether payment of the charge, or part of it, would cause you financial hardship
- whether giving access to the documents is in the general public interest or in the interest of a substantial section of the public
- any other relevant matter.

### **Payment of a deposit**

As the charge exceeds \$25, a deposit of **\$20.00** will be sought if the charge is imposed.

The deposit is not refundable except in some limited circumstances (for example, if the Minister fails to make a decision on your request within the statutory time limit) or may be refundable in part if the final charge is less than the deposit paid.

### **How to make payment**

The Department of Health and Aged Care can accept payment on behalf of the MO by credit card, money order or cheque.

If you wish to pay by credit card, please contact the Department of Health and Aged Care's FOI Unit at [foi@health.gov.au](mailto:foi@health.gov.au) indicating that you agree to pay the charge and to be further advised on the steps to follow to make that payment.

If you chose to pay by cheque or money order, it should be sent to the following address:

FOI Unit (MDP 516)  
Department of Health and Aged Care  
GPO Box 9848  
CANBERRA ACT 2601

## The time you have to respond and what you need to do

You have 30 days from the date this notice is provided to you to respond. Within those 30 days, you must do one of the following things in writing:

- agree to pay the charge (this will mean that you will not be entitled to access the requested documents until the full charge is paid)
- contend that the charge has been wrongly assessed, or should be reduced or not imposed and explain your reasons
- withdraw your request.

Please send your response to:

[FOI@health.gov.au](mailto:FOI@health.gov.au)

or

FOI Unit (MDP 516)

Department of Health and Aged Care

GPO Box 9848

CANBERRA ACT 2601

If you do not provide a written response within 30 days, your request will be taken to have been withdrawn.

The period for processing your request is suspended from the day that you receive this notice and resumes on either the day you pay the charge (in full or the required deposit) or the day on which the decision maker makes a decision not to impose a charge.

## Additional information

More information about charges under the FOI Act is available here:

- Office of the Australian Information Commissioner's website:  
<https://www.oaic.gov.au/freedom-of-information/how-to-access-government-information/make-a-freedom-of-information-request/what-charges-may-apply> and
- The Guidelines issued by the Australian Information Commissioner under s 93A of the FOI Act: [www.oaic.gov.au/freedom-of-information/foi-guidelines/part-4-charges-for-providing-access/](https://www.oaic.gov.au/freedom-of-information/foi-guidelines/part-4-charges-for-providing-access/)

## Contacts

If you require clarification of any matters discussed in this letter you can contact the FOI Unit on (02) 6289 1666 or at: [FOI@health.gov.au](mailto:FOI@health.gov.au)

Yours sincerely

s22

s22

Chief of Staff

Office of the Minister for Aged Care and Sport

13 May 2024

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

## ATTACHMENT A

## BASIS FOR PRELIMINARY ASSESSMENT CHARGES

Document estimate	
Number of relevant documents	10
Number of relevant pages	12

Search and retrieval		
Task	Time (hours)	Cost @ \$15/hr
Search and retrieval of relevant files	1.75	\$ 26.25
Search and retrieval of relevant pages in file	2	\$ 30.00
Preparation of schedule of documents	0.75	\$ 11.25
<b>Search and retrieval total</b>	<b>4.5</b>	<b>\$ 67.50</b>

Decision making		
Task	Time (hours)	Cost @ \$20/hr
Examination of documents	1.5	\$ 30.00
Consultation with third parties	2	\$ 40.00
Preparation of documents for release	1	\$ 20.00
Preparation of notice of access decision	1	\$ 20.00
<b>Decision making subtotal</b> (before deduction of five hours)	<b>5.5</b>	<b>\$ 110.00</b>
<b>Decision making total</b> (after deduction of first five hours free)		<b>\$ 10.00</b>

ESTIMATED TOTALS AND DEPOSIT	
Search and Retrieval Total	\$67.50
Decision Making Total	\$10.00
<b>TOTAL</b>	<b>\$77.50</b>
<b>REQUIRED DEPOSIT</b>	<b>\$20.00</b>



Australian Government

Department of Health  
and Aged Care

ABN: 83605426759

FOI 25-0092 LD - Document 16

Receipt No: 1400065557

Date: 23.05.2024  
Account No: CO-9001  
Total (\$): 77.50

Contact Officer: Collector of Relevant Monies  
Contact Number: (02) 6289 s47E(d)  
Contact Fax: (02) 6289 s47E(d)  
Contact Email: s47E(d)@health.gov.au

s22

RECEIPT

Hello

Thank you for your payment detailed below.

Document No.	Date	Amount (\$)
1400065557	23.05.2024	77.50

Total Amount

\$77.50

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care



**The Hon Mark Butler MP**  
**Minister for Health and Aged Care**

FOI reference: FOI-4387

s22

Email: s22

Dear s22

**Freedom of Information Request reference: FOI-4387**

**Notification of liability to pay charge**

I refer to your request of 29 April 2023, to the Office of the Minister for Health and Aged Care, the Hon Mark Butler MP, seeking access under the *Freedom of Information Act 1982* (Cth) (FOI Act) to:

s22

I am writing to advise you of my decision that you are liable to pay a charge in respect of the processing of your request.

I am an officer authorised under section 23(1) of the FOI Act to make decisions in relation to FOI requests.

In accordance with section 29 of the FOI Act and the Freedom of Information (Charges) Regulations 2019, my preliminary assessment of the charge you are liable to pay is **\$295.00**.

**Basis for my preliminary assessment of the charge**

I have assessed the work that the Minister's Office (MO) would need to do to process your request and a calculation of the breakdown of charges is set out in **ATTACHMENT A**.

**Your right to contend the charge**

Under the FOI Act, you have the right to contend that the charge:

- has been wrongly assessed, or
- should be reduced, or
- should not be imposed.

In deciding whether a charge should be reduced or not imposed, the decision maker must take into account:

- whether payment of the charge, or part of it, would cause you financial hardship
- whether giving access to the documents is in the general public interest or in the interest of a substantial section of the public
- any other relevant matter.



## Payment of a deposit

As the charge exceeds \$100, a deposit of 25%, or **\$73.75**, will be sought if the charge is imposed.

The deposit is not refundable except in some limited circumstances (for example, if the decision maker fails to make a decision on your request within the statutory time limit), or may be refundable in part if the final charge is less than the deposit paid.

## How to make payment

The Department of Health and Aged Care can accept payment on behalf of the MO by credit card, money order or cheque.

If you wish to pay by credit card, please contact the Department of Health and Aged Care's FOI Section at [foi@health.gov.au](mailto:foi@health.gov.au) indicating that you agree to pay the charge and to be further advised on the steps to follow to make that payment.

If you chose to pay by cheque or money order, it should be sent to the following address:

FOI Unit (MDP 516)  
Department of Health and Aged Care  
GPO Box 9848  
CANBERRA ACT 2601

## The time you have to respond and what you need to do

You have 30 days from the date this notice is provided to you to respond. Within those 30 days, you must do one of the following things in writing:

- agree to pay the charge (this will mean that you will not be entitled to access the requested documents until the full charge is paid)
- contend that the charge has been wrongly assessed, or should be reduced or not imposed and explain your reasons
- withdraw your request.

Please send your response to:

[FOI@health.gov.au](mailto:FOI@health.gov.au)

or

FOI Unit (MDP 516)  
Department of Health and Aged Care  
GPO Box 9848  
CANBERRA ACT 2601

If you do not provide us with a written response within 30 days, your request will be taken to have been withdrawn.

The period for processing your request is suspended from the day that you receive this notice and resumes on either the day you pay the charge (in full or the required deposit) or the day on which the decision maker makes a decision not to impose a charge.

## Additional information

More information about charges under the FOI Act is available here:

- Office of the Australian Information Commissioner's website: [www.oaic.gov.au/freedom-of-information/guidance-and-advice/calculating-and-imposing-charges-for-foi-access-requests/](http://www.oaic.gov.au/freedom-of-information/guidance-and-advice/calculating-and-imposing-charges-for-foi-access-requests/) and
- The Guidelines issued by the Australian Information Commissioner under s 93A of the FOI Act: [www.oaic.gov.au/freedom-of-information/foi-guidelines/part-4-charges-for-providing-access/](http://www.oaic.gov.au/freedom-of-information/foi-guidelines/part-4-charges-for-providing-access/)

## Contacts

If you require clarification of any matters discussed in this letter you can contact the Department of Health and Aged Care's FOI Section on (02) 6289 1666 or at [FOI@health.gov.au](mailto:FOI@health.gov.au)

Yours sincerely

s22

s22

Chief of Staff

Office of the Minister for Health and Aged Care

26 May 2023

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

## ATTACHMENT A

## BASIS FOR PRELIMINARY ASSESSMENT CHARGES

Document estimate	
Number of relevant documents	22
Number of relevant pages	82

Search and retrieval		
Task	Time (hours)	Cost @ \$15/hr
Search and retrieval of relevant files	13	\$ 195.00
<b>Search and retrieval total</b>	<b>13</b>	<b>\$ 195.00</b>

Decision making		
Task	Time (hours)	Cost @ \$20/hr
Examination of documents	4	\$ 80.00
Consultation with third parties	1	\$ 20.00
Preparation of documents for release	4	\$ 80.00
Preparation of notice of access decision	1	\$ 20.00
<b>Decision making subtotal</b> (before deduction of five hours)	<b>10</b>	<b>\$ 200.00</b>
<b>Decision making total</b> (after deduction of first five hours free)		<b>\$ 100.00</b>

ESTIMATED TOTALS AND DEPOSIT	
Search and Retrieval Total	\$195.00
Decision Making Total	\$100.00
<b>TOTAL</b>	<b>\$295.00</b>
<b>REQUIRED DEPOSIT</b>	<b>\$73.75</b>

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care

**From:** FOI  
**To:** FOI s22  
**Subject:** RE: TRIM: FOI request 4387 - Minister for Health and Aged Care - notice of charge [SEC=OFFICIAL]  
**Date:** Tuesday, 27 June 2023 2:56:26 PM  
**Attachments:** FOI 4387 - notice of liability to pay charge.pdf  
 image001.png

Dear s22

I refer to the correspondence in relation to your Freedom of Information request 4387 from the Minister for Health and Aged Care on 26 May 2023.

As you have not responded to the correspondence within the 30-day period, your FOI request is taken to have been withdrawn.

If you have any queries about this, please contact the FOI Section of the Department Health and Aged Care at [foi@health.gov.au](mailto:foi@health.gov.au).

Yours sincerely

s22

### Freedom of Information Section

Legal Advice and Legislation Branch

Legal and Assurance Division | Corporate Operations Group

Australian Government, Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional custodians of Australia and their continued connection to land, sea and community. We pay our respects to elders past and present.*

*If you receive this email in error, please delete it and contact the sender immediately.*

**From:** FOI <[FOI@health.gov.au](mailto:FOI@health.gov.au)>

**Sent:** Friday, 26 May 2023 5:02 PM

**To:** s22

**Subject:** TRIM: FOI request 4387 - Minister for Health and Aged Care - notice of charge

[SEC=OFFICIAL]

Dear s22

Please find attached correspondence in relation to your Freedom of Information request 4387 to the Minister for Health and Aged Care.

Yours sincerely

s22

### Freedom of Information Section

Legal Advice and Legislation Branch

Legal and Assurance Division | Corporate Operations Group

Australian Government, Department of Health and Aged Care

T: 02 6289 1666 | E: [FOI@health.gov.au](mailto:FOI@health.gov.au)

PO Box 9848, Canberra ACT 2601, Australia

*The Department of Health and Aged Care acknowledges the traditional custodians of Australia and their continued connection to land, sea and community. We pay our respects to elders past and present.*

*If you receive this email in error, please delete it and contact the sender immediately.*



**The Hon Mark Butler MP**  
**Minister for Health and Aged Care**

FOI reference: FOI-4492

s22

Email: s22

Dear s22

**Freedom of Information Request reference: FOI-4492**

**Notification of liability to pay charge**

I refer to your request of 15 June 2023, to the Office of the Minister for Health and Aged Care, the Hon Mark Butler MP, seeking access under the *Freedom of Information Act 1982* (Cth) (FOI Act) to:

s22

I am writing to advise you of my decision that you are liable to pay a charge in respect of the processing of your request.

I am an officer authorised under section 23(1) of the FOI Act to make decisions in relation to FOI requests.

In accordance with section 29 of the FOI Act and the Freedom of Information (Charges) Regulations 2019, my preliminary assessment of the charge you are liable to pay is **\$155.00**.

**Basis for my preliminary assessment of the charge**

I have assessed the work that the Minister's Office (MO) would need to do to process your request and a calculation of the breakdown of charges is set out in **ATTACHMENT A**.

**Your right to contend the charge**

Under the FOI Act, you have the right to contend that the charge:

- has been wrongly assessed, or
- should be reduced, or
- should not be imposed.

In deciding whether a charge should be reduced or not imposed, the decision maker must take into account:

- whether payment of the charge, or part of it, would cause you financial hardship
- whether giving access to the documents is in the general public interest or in the interest of a substantial section of the public
- any other relevant matter.

### **Payment of a deposit**

As the charge exceeds \$100, a deposit of 25%, or **\$38.75**, will be sought if the charge is imposed.

The deposit is not refundable except in some limited circumstances (for example, if the decision maker fails to make a decision on your request within the statutory time limit), or may be refundable in part if the final charge is less than the deposit paid.

### **How to make payment**

The Department of Health and Aged Care (the department) can accept payment on behalf of the MO by credit card, money order or cheque.

If you wish to pay by credit card, please contact the department's FOI Section at [foi@health.gov.au](mailto:foi@health.gov.au) indicating that you agree to pay the charge and to be further advised on the steps to follow to make that payment.

If you chose to pay by cheque or money order, it should be sent to the following address:

FOI Unit (MDP 516)  
Department of Health and Aged Care  
GPO Box 9848  
CANBERRA ACT 2601

### **The time you have to respond and what you need to do**

You have 30 days from the date this notice is provided to you to respond. Within those 30 days, you must do one of the following things in writing:

- agree to pay the charge (this will mean that you will not be entitled to access the requested documents until the full charge is paid)
- contend that the charge has been wrongly assessed, or should be reduced or not imposed and explain your reasons
- withdraw your request.

Please send your response to:

[FOI@health.gov.au](mailto:FOI@health.gov.au)

or

FOI Unit (MDP 516)  
Department of Health and Aged Care  
GPO Box 9848  
CANBERRA ACT 2601



If you do not provide us with a written response within 30 days, your request will be taken to have been withdrawn.

The period for processing your request is suspended from the day that you receive this notice and resumes on either the day you pay the charge (in full or the required deposit) or the day on which the decision maker makes a decision not to impose a charge.

### **Additional information**

More information about charges under the FOI Act is available here:

- Office of the Australian Information Commissioner's website: [www.oaic.gov.au/freedom-of-information/guidance-and-advice/calculating-and-imposing-charges-for-foi-access-requests/](http://www.oaic.gov.au/freedom-of-information/guidance-and-advice/calculating-and-imposing-charges-for-foi-access-requests/) and
- The Guidelines issued by the Australian Information Commissioner under s 93A of the FOI Act: [www.oaic.gov.au/freedom-of-information/foi-guidelines/part-4-charges-for-providing-access/](http://www.oaic.gov.au/freedom-of-information/foi-guidelines/part-4-charges-for-providing-access/)

### **Contacts**

If you require clarification of any matters discussed in this letter you can contact the department's FOI Section on (02) 6289 1666 or at [FOI@health.gov.au](mailto:FOI@health.gov.au)

Yours sincerely

s22

s22

Acting Chief of Staff  
Office of the Minister for Health and Aged Care

11 July 2023

## ATTACHMENT A

## BASIS FOR PRELIMINARY ASSESSMENT CHARGES

Document estimate	
Number of relevant documents	9
Number of relevant pages	42

Search and retrieval		
Task	Time (hours)	Cost @ \$15/hr
Search and retrieval of relevant files	9	\$ 135.00
<b>Search and retrieval total</b>	<b>9</b>	<b>\$ 135.00</b>

Decision making		
Task	Time (hours)	Cost @ \$20/hr
Examination of documents	2	\$ 40.00
Consultation with third parties	1	\$ 20.00
Preparation of documents for release	2	\$ 40.00
Preparation of notice of access decision	1	\$ 20.00
<b>Decision making subtotal</b> (before deduction of five hours)	<b>6</b>	<b>\$ 120.00</b>
<b>Decision making total</b> (after deduction of first five hours free)		<b>\$ 20.00</b>

ESTIMATED TOTALS AND DEPOSIT	
Search and Retrieval Total	\$135.00
Decision Making Total	\$20.00
<b>TOTAL</b>	<b>\$155.00</b>
<b>REQUIRED DEPOSIT</b>	<b>\$38.75</b>



Australian Government

Department of Health  
and Aged Care

ABN: 83605426759

FOI 25-0092 LD - Document 20

Receipt No: 1400063635

Date: 14.07.2023  
Account No: CO-9001  
Total (\$): 155.00

Contact Officer: Collector of Relevant Monies  
Contact Number: (02) 6289 s47E(d)  
Contact Fax: (02) 6289 s47E(d)  
Contact Email: s47E(d)@health.gov.au

s22

RECEIPT

Dear Sir/Madam

Thank you for your payment detailed below.

Document No.	Date	Amount (\$)
1400063635	14.07.2023 FOI4492	155.00

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care


Total Amount \$155.00

Customer  
Company Code

s47E(d)

Name  
City

s22

DocumentNo	Typ	Doc. Date	PayT	Reference	Amt in loc.cur.	Clrng doc.	Text
<input type="checkbox"/> 1400061619	DZ	12.09.2022		CC	247.50-	1500490713	*Refund FOI3835 CC12.09.22 REF14'
<input type="checkbox"/> 1400061621	DZ	15.09.2022		CC	192.50-	1500490713	*Refund FOI3838 CC15.09.22 REF14'
<input type="checkbox"/> 1500490713	KZ	23.11.2022			440.00	1500490713	
* 					0.00		
** Account s47E(d)					0.00		

This document has been released under  
the Freedom of Information Act 1982  
by the Department of Health and Aged Care