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By email:	

Dear

## **FOI REQUEST - REFERENCE NUMBER 2013-38**

I refer to your email of 15 September 2013 in which you sought access to documents under the Freedom of Information Act 1982 (the FOI Act). In our subsequent correspondence, the scope of your request was refined to access to the following documents:

- Documents dated between 30th November 2005 and 31st January 2007 inclusive, which are in any file held by the ABC's Audience and Consumer Affairs Department relating to , within the following categories:
  - (a) Copies of all written correspondence between Mr Greg Hunt, Federal Minister for Flinders and the ABC.
  - (b) Copies of all correspondence between Senator Helen Coonan and the ABC.
  - (c) Copies of all intra-office correspondence including e-mails, facsimile transmissions and the like between ABC Staff and management.
  - (d) Copies of all documents including contemporaneous notes taken by ABC personnel of all telephone conversations between the writer and the ABC.
  - (e) Copies of all documents including contemporaneous notes taken by ABC personnel of all telephone conversations and all interested third parties (e.g Greg Hunt, Helen Coonan etc).
- Documents dated between 5th July 2006 and the 31st January 2007 which are in any file held by Mark Scott, Managing Director of the ABC, relating to including.
  - (a) Copies of all intra-office correspondence including e-mails, facsimile transmissions and the like between Mark Scott and Staff and management of the ABC including the ABC Board of Directors.

I am authorised by the Managing Director under section 23 of the FOI Act to make decisions in respect of requests made under that Act. Following is my decision in relation to your request.

## Locating and identifying documents

I have taken reasonable steps to identify and locate all relevant documents. My search for these documents involved contacting:

- The acting Head of Audience and Consumer Affairs (A&CA); and
- The Managing Director's Chief of Staff.

I requested that searches be conducted of all hard and soft copy records for documents which fall within the scope of your request. As a result of those searches, the following 18 documents were identified:

Document 1	Letter from November 2005	to 774 ABC Melbourne dated 30			
Document 2	Letter from December 2005	to 774 ABC Melbourne dated 6			
Document 3	Record of telephone conversations dated 13-20 December 2005				
Document 4	Letter from	to R Balding dated 28 December 2005			
Document 5	Internal facsimile dated 11 January 2006, including attachments				
Document 6	Letter from M Green to	dated 25 January 2006			
Document 7	Letter from	to M Green dated 27 January 2006			
Document 8	Email string dated between 1 February and 20 February 2006				
Document 9	Letter from	to M Green dated 24 February 2006			
Document 10	Letter from M Green to	dated 8 March 2006			
Document 11	Letter from	to S Kyte dated 10 September 2006			
Document 12	Letter from S Kyte to	dated 19 September 2006			
Document 13	Letter from	to M Scott dated 24 November 2006			
Document 14	Email string dated between 28 and 29 November 2006				
Document 15	Letter from M Green to	dated 11 December 2006			
Document 16	Letter from	to A&CA dated 5 January 2007,			
Document 17	including attachments Letter from A&CA to	dated 10 January 2007			
Document 18	Letter from Panel dated 18 January 2007	to Independent Complaints Review			

## Access to documents

I have decided to grant access to Documents 1 to 18 inclusive.

I note that some documents contain identifying information about ABC employees. I am satisfied that this information is conditionally exempt under s47F of the FOI Act, that is because granting access would be an unreasonable disclosure of personal information.

Section 22 of the FOI Act allows access to be granted to an edited copy of a document if it is reasonably practicable to remove exempt material. Accordingly, documents 3, 5, 8 and 14 have been redacted to remove personal information which is exempt.

Copies of Documents 1 to 18 are attached.

If you are dissatisfied with this decision you can apply for Internal or Information Commissioner (IC) Review. You do not have to apply for Internal Review before seeking IC Review. Information about your review rights is attached.

Yours sincerely

**Judith Maude** 

Head, Corporate Governance Direct line 02 8333 5316