

Question on notice no. 122

Portfolio question number: 445

2017-18 Supplementary budget estimates

Rural and Regional Affairs and Transport Committee, Infrastructure and Regional Development Portfolio

Senator Nick Xenophon: asked the Civil Aviation Safety Authority on 27 October 2017—

Senator XENOPHON: Does that relate to documents such as standard form recommendations or not? **Dr Aleck:** I think under the FOI legislation there are some limitations about what goes on there. But anything that we're required to post publicly will be on there. **Senator XENOPHON:** So there's no question that these documents that weren't posted publicly should have been posted publicly? Can you take that into account? **Dr Aleck:** If they were within the category of documents that ought to have been identified then I **Senator XENOPHON:** If you could take that on notice. **Dr Aleck:** I will, yes.

Answer —

The documents in question were not provided in response to a request made under the Freedom of Information Act 1982 (FOI Act). Rather, in keeping with principles reflected in the FOI Act, CASA provided the documents to the individual involved as personal information pertaining to him, in accordance with an administrative access arrangement, by which agencies are encouraged to release documents in response to requests outside the formal process set out in the FOI Act.

In accordance with the Commonwealth Information Publication Scheme, documents released pursuant to administrative access arrangements are not required to be published in an agency's FOI Disclosure Log.

Had the documents in question been released to the applicant under the FOI Act, they would have been exempt from publication in CASA's FOI Disclosure Log under section 11C of the FOI Act because, in CASA's view, their publication would have involved an unreasonable disclosure of personal information.