

Question Number 11 - Senator Ludwig asked the following question at the hearing on 31 October 2006:								
File number	(a) Whether or not a copy could be made available to the committee?	(b) If so, could the Department indicate how large the file is and whether or not there would be a substantial cost in making a copy available to the committee and (i) if there wouldn't be a substantial cost, could the department provide a copy of the file to the committee; and (ii) if there would be a substantial cost could the department provide any summary documentation to the committee, and liaise with the committee about the need for further details and a possible method for provision.	(c) If not, could the department provide: (i) the full title of the file	(ii) the date the file was created	(iii) the date the contents of the file was last changed or updated	(iv) a description of the information that the particular file contains, including any summary document if available;	(v) a detailed reason as to why that particular the file will not be provided.	
i	2006/008529	A copy cannot be made available.	Not applicable	Migration Amendment Regulations ( out of cycle ) : item 664 ( designated unauthorised arrivals )	29-May-06	29-May-06	Not applicable	The files listed for OLDP are all drafting files, relating to drafting jobs on which AGD was instructed by the agency with policy responsibility. Any information related to these matters should be sought by the Committee from the agency responsible for the policy. The Department is also investigating whether legal professional privilege attaches to drafting instructions.
ii	2005/016273	A copy cannot be made available.	Not applicable	Workplace Relations Amendment Regulations : meaning of " more generous "	14-Oct-05	14-Oct-05	Not applicable	
iii	2005/005422	A copy cannot be made available.	Not applicable	Customs Amendment Regulations : trade moderation	12-Apr-05	29-May-06	Not applicable	
iv	2005/005423	A copy cannot be made available.	Not applicable	Customs Legislation Amendment and Repeal ( International Trade Modernisation ) Act 2001 : Commencement of Item 43 of Schedule 3	12-Apr-05	10-Jan-06	Not applicable	
v	2005/006410	A copy cannot be made available.	Not applicable	Electoral and Referendum Amendment Regulations : reorganisation of provisions	28-Apr-05	28-Apr-05	Not applicable	
vi	2005/008456	A copy cannot be made available.	Not applicable	Customs Amendment Regulations : trade modernisation	24-May-05	08-Aug-06	Not applicable	
vii	2005/009231	A copy cannot be made available.	Not applicable	Customs Legislation Amendment and Repeal ( International trade Modernisation ) Act 2001 : commencement proclamation	07-Jun-05	28-Jun-06	Not applicable	
viii	2006/006515	A copy cannot be made available.	Not applicable	AGD Responsibilities for Death Penalty Matters	24-Apr-06	06-Nov-06	Internal working documents	Personal-in-confidence information and information provided by other agencies.
ix	2006/006343	A copy can be made available.	File contains 1 electronic document. Copy would be provided at no cost.	Identity Card Study - Overview of International experiences with Identity Cards	20-Apr-06	03-May-06	An internal report on the experiences of 29 countries with Identity Cards	Not applicable.
x	2006/007032	A copy can be made available.	File contains over 100 paper folios and 71 electronic documents. Copy would be provided at no cost.	Australian Commission for Law Enforcement Integrity (ACLEI) - Implementation - Budget Matters for Stationery Items/Security Containers and Set Up Office Costs for 2006-2007	07-Apr-06	10-Aug-06	Quotes and orders for equipment.	Not applicable.
xi	2006/008005	A copy can be made available.	File contains 21 electronic documents. Copy would be provided at no cost.	Australian Commission for Law Enforcement Integrity (ACLEI) - Implementation - Information and Communications Technology (ICT)	22-May-06	26-Sep-06	Purchase orders for IT equipment and documentation of Help Desk assistance.	Not applicable.
xii	2006/009030	A copy cannot be made available.	Not applicable	Illegal Foreign Fishing	07-Jun-06	04-Oct-06	Ministerial response to a letter from Senator Abetz Minister for Fisheries, Forestry and Conservation	Confidential advice to the Minister.
xiii	2005/013012	A copy cannot be made available as the file could not be located at this time.	Not applicable	Criminal Law Policy Section - Foreign Bribery - OECD WGB - June 2005 Meeting Papers	17-Aug-05	17-Aug-05	Unable to answer as the file could not be located.	Unable to answer as file could not be located.
xiv	2005/010576	A copy cannot be made available.	Not applicable	Criminal Law Policy Section - Foreign Bribery - OECD WGB Phase 2 Review - Australia - Part 7	01-Jul-05	15-Mar-06	Inter-agency correspondence and departmental draft working documents.	Consultation with relevant external agencies would be required. To provide the information sought would entail a significant diversion of resources.
xv	2005/018260	A copy cannot be made available.	Not applicable	Mutual Assistance - policy - OECD Foreign Bribery Evaluation - 2005 - 2006	20-Nov-05	20-Nov-05	Comments by external OECD countries evaluating Australia's foreign bribery regime.	Consultation with relevant OECD countries would be required. To provide the information sought would entail a significant diversion of resources.
xvi	2005/000388	A copy cannot be made available.	Not applicable	MONTHLY CENSUS FEDERAL OFFENDERS : NEW SOUTH WALES - 2005	12-Jan-05	10-Jan-06	File contains lists of federal offenders housed in NSW as at 1 December 2005.	The file cannot be provided as it contains private information about federal prisoners. The disclosure of this information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xvii	2005/000390	A copy cannot be made available.	Not applicable	MONTHLY CENSUS FEDERAL OFFENDERS : QUEENSLAND - 2005	12-Jan-05	10-Jan-06	File contains lists of federal offenders housed in Qld as at 1 December 2005.	The file cannot be provided because it contains private information about federal prisoners. The disclosure of the information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xviii	2005/000391	A copy cannot be made available.	Not applicable	MONTHLY CENSUS FEDERAL OFFENDERS : VICTORIA - 2005	12-Jan-05	10-Jan-06	File contains lists of federal offenders housed in Vic as at 1 December 2005.	The file cannot be provided as it contains private information about federal prisoners. The disclosure of the information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xix	2005/000392	A copy cannot be made available.	Not applicable	MONTHLY CENSUS FEDERAL OFFENDERS : TASMANIA - 2005	12-Jan-05	10-Jan-06	File contains lists of federal offenders housed in Tas as at 1 December 2005.	The file cannot be provided as it contains private information about federal prisoners. The disclosure of the information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xx	2005/000393	A copy cannot be made available.	Not applicable	MONTHLY CENSUS FEDERAL OFFENDERS : SOUTH AUSTRALIA - 2005	12-Jan-05	10-Jan-06	File contains lists of federal offenders housed in SA as at 1 December 2005.	The file cannot be provided as it contains private information about federal prisoners. The disclosure of the information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xxi	2005/000397	A copy cannot be made available.	Not applicable	MONTHLY CENSUS FEDERAL OFFENDERS : WESTERN AUSTRALIA - 2005	12-Jan-05	10-Jan-06	File contains lists of federal offenders housed in WA as at 1 December 2005.	The file cannot be provided as it contains private information about federal prisoners. The disclosure of the information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xxii	2005/000398	A copy cannot be made available.	Not applicable	MONTHLY CENSUS FEDERAL OFFENDERS : NORTHERN TERRITORY - 2005	12-Jan-05	10-Jan-06	File contains lists of federal offenders housed in NT as at 1 December 2005.	The file cannot be provided as it contains private information about federal prisoners. The disclosure of the information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xxiii	2005/000399	A copy cannot be made available.	Not applicable	MONTHLY CENSUS FEDERAL OFFENDERS : AUSTRALIAN CAPITAL TERRITORY - 2005	12-Jan-05	10-Jan-06	File contains lists of federal offenders housed in ACT as at 1 December 2005.	The file cannot be provided as it contains private information about federal prisoners. The disclosure of the information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xxiv	2005/000656	A copy cannot be made available.	Not applicable	FEDERAL OFFENDERS : STATISTICS ON PERSONS ON REMAND AWAITING TRIAL OR SENTENCING - YEAR 2003	17-Jan-05	18-Jan-05	File contains lists of persons on remand in 2003 in Qld and WA awaiting trial or sentencing for Commonwealth offences.	The file cannot be provided as it contains private information about federal prisoners. The disclosure of the information would be inconsistent with the Department's obligations under the <i>Privacy Act 1988</i> .
xxv	2005/008079	A copy cannot be made available.	Not applicable	Criminal Law Policy Section - Foreign Bribery - Awareness Strategy - OECD Phase II Review and ADB/OECD Anti-Corruption Action Plan 04/09/2004 3:00pm Part 4	17-May-05	26-Oct-06	Contains foreign bribery survey responses.	The correspondence requesting the completion of the survey did not indicate that the information might be made publically available by the department. The department would need to obtain approval from survey respondents before the file or parts of the file could be released.

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xxvi	2005/008173	A copy cannot be made available as the file could not be located at this time.	Not applicable	CONFERENCES - GLOBAL FORUM ON FIGHTING CORRUPTION IV - BRAZIL 7 - 10 JUNE 2005	18-May-05	15-Mar-06	Unable to answer as the file could not be located.	Unable to answer as file could not be located
xxvii	2005/008175	A copy cannot be made available.	Not applicable	ANTI-CORRUPTION - GENERAL INITIATIVES	18-May-05	20-Jul-06	Inter-departmental correspondence and classified material relating to corruption.	Consultation with relevant external agencies would be required. To provide the information sought would entail a significant diversion of resources.
xxviii	2005/008321	A copy cannot be made available.	Not applicable	Pacific Legal Knowledge Program - Part 1	20-May-05	30-Sep-05	Information regarding setting up a Pacific legal knowledge programme.	Commercial-in-confidence information relating to an NPP.
xxix	2005/008738	A copy cannot be made available.	Not applicable	Criminal Law Policy Section - Foreign Bribery - OECD WGB Phase 2 Review - Australia - Part 5	30-May-05	15-Mar-06	Inter-departmental correspondence and classified material relating to corruption.	Consultation with relevant external agencies would be required. To provide the information sought would entail a significant diversion of resources.
xxx	2005/009899	A copy cannot be made available.	Not applicable	Criminal Law Policy Section - Foreign Bribery - OECD WGB Phase 2 Review - Australia - Part 6	21-Jun-05	15-Mar-06	Inter-departmental correspondence and departmental draft working documents	Consultation with relevant external agencies would be required. To provide the information sought would entail a significant diversion of resources.
xxxi	2005/000480	A copy cannot be made available.	Not applicable	PNG deployed staff - March 2005 - Overseas Visit	13-Jan-05	23-May-05	Correspondence between the employees and their families about arrangements for passports and visas to be obtained.	Staff-in-confidence information.
xxxii	2005/000647	A copy can be made available.	File contains 54 electronic documents. A copy would be provided at no cost.	Workforce Planning - Capabilities Development 1999 - 2000	17-Mar-05	17-Mar-05	Information documenting consultation on AGD generic APS work level capabilities.	Not applicable.
xxxiii	2005/000705	A copy can be made available.	File contains 14 electronic documents. Copy would be provided at no cost.	Workforce Planning - Generic Capabilities Revised 2001	17-Mar-05	17-Mar-05	Documents of generic criteria for APS work levels.	Not applicable.
xxxiv	2005/003284	A copy cannot be made available.	Not applicable	Executive Adviser - miscellaneous	01-Mar-05	07-Apr-06	Miscellaneous file on staff issues, bankruptcy issues, and notes on cabinet submissions.	Staff in-confidence information.
xxxv	2005/003079	A copy cannot be made available.	Not applicable	Coastal Surveillance Task Force 1999	23-Feb-05	23-Feb-05	Development of Government policy.	Unpublished submission for deliberation by Cabinet.
xxxvi	2005/003305	A copy cannot be made available.	Not applicable	OECD Foreign Bribery Convention review - Office of International Law ( OIL ) contribution - Part 1	01-Mar-05	15-Nov-05	Inter-agency correspondence and departmental draft working documents.	Consultation with relevant external agencies would be required. To provide the information sought would entail a significant diversion of resources.
xxxvii	2005/008016	A copy can be made available.	File contains 41 electronic documents. Copy would be provided at no cost.	Australian Customs Service (ACS)	17-May-05	19-Jul-06	Information on portfolio budget statement available in the public arena.	Not applicable.