



Attachment A

DECISION RECORD

Request Details

FOI Request FA 16/10/00254
File Number ADF2016/57321

Scope of request

- *The particulars of the goods that were the subject of the applications for Tariff Concession 1429286.*

Authority to make decision

I am an officer authorised under section 23 of the *Freedom of Information Act 1982* to make decisions with respect to requests to access documents or to amend or annotate Departmental records.

Information considered

In reaching my decision, I have considered the following:

- The terms of your request
- The *Freedom of Information Act 1982*
- The Australian Information Commissioner's guidelines relating to access to documents held by government
- Departmental documents, identified in the Schedule of Documents; and
- Consultations with relevant business areas.

Reasons for decision

I am satisfied that I have been provided with all folios to consider my decision. Apart from information which I have considered to be irrelevant to the request, I have considered the folios and am satisfied that no exemptions apply. Therefore, I am releasing the relevant folios in full, subject to deletions made under section 22(1)(a)(ii) of the FOI Act for information that fall outside the scope of your request.



Authorised Decision Maker
Freedom of Information Section Section
Department of Immigration and Border Protection

28 November 2016



Attachment B

SCHEDULE OF DOCUMENTS TO DECISION RECORD

FOI Request FA 16/10/00254
File Number ADF2016/57321

No.	Date of document	No. of pages	Description	Decision on release
1.	10/11/2014	1	Tariff Concession Order: TC 1429286: Published Proof	Release in full
2.	No date	1	Tariff Concession Order: TC 1429286: Final Draft Proof	Release in full
3.	No date	1	Tariff Concession Order: TC 1429286: Draft Proof	Release in full
4.	09/09/2014	2	Correspondence between Ross Fehlberg Pty Ltd and ACBPS Trade Branch	Release in full
5.	28/08/2014 (Accessed)	2	TCO Summary: Smart O Sump Plug	Release in full
6.	04/03/2013	3	Tariff Advice (Application Number 20523100)	Release in full
7.	No date	1	Tariff Concession Order: TC 1429286: Draft Proof	Release in full
8.	28/08/2014	1	Correspondence between Ross Fehlberg Pty Ltd and ACBPS Trade Branch: TCO Application Acknowledgement	Release in full
9.	22/08/2014 (Accessed)	5	Smart-O Oil Drain / Sump Plug: Illustrative Descriptive Material	Release in full
10.	19/08/2014	9	Application for Tariff Concession Order (TCO)	Release in full

Attachment C – Extract of relevant legislation

22 Access to edited copies with exempt or irrelevant matter deleted

Scope

- (1) This section applies if:
 - (a) an agency or Minister decides:
 - (i) to refuse to give access to an exempt document; or
 - (ii) that to give access to a document would disclose information that would reasonably be regarded as irrelevant to the request for access; and
 - (b) it is possible for the agency or Minister to prepare a copy (an **edited copy**) of the document, modified by deletions, ensuring that:
 - (i) access to the edited copy would be required to be given under section 11A (access to documents on request); and
 - (ii) the edited copy would not disclose any information that would reasonably be regarded as irrelevant to the request; and
 - (c) it is reasonably practicable for the agency or Minister to prepare the edited copy, having regard to:
 - (i) the nature and extent of the modification; and
 - (ii) the resources available to modify the document; and
 - (d) it is not apparent (from the request or from consultation with the applicant) that the applicant would decline access to the edited copy.

Access to edited copy

- (2) The agency or Minister must:
 - (a) prepare the edited copy as mentioned in paragraph (1)(b); and
 - (b) give the applicant access to the edited copy.

Notice to applicant

- (3) The agency or Minister must give the applicant notice in writing:
 - (a) that the edited copy has been prepared; and
 - (b) of the grounds for the deletions; and
 - (c) if any matter deleted is exempt matter—that the matter deleted is exempt matter because of a specified provision of this Act.
- (4) Section 26 (reasons for decision) does not apply to the decision to refuse access to the whole document unless the applicant requests the agency or Minister to give the applicant a notice in writing in accordance with that section.