



Attachment A

DECISION RECORD

Request Details

FOI Request FA 17/01/00878

File Number ADF2017/7575

Original scope of request

1. On 16 January 2017 you requested:

The following data on partner visa applications (subclasses 820/801 & 100):

1. *The total number of claims made by all partner visa applicants on the basis of a non-judicially determined claim of family violence (under regulation 1.23(8) or 1.23(9) in each year between 2000 and 2016;*
2. *The total number of claims made by female partner visa applicants on the basis of a non-judicially determined claim of family violence (under regulation 1.23(8) or 1.23(9) in each year between 2000 and 2016;*
3. *The total number of claims made by male partner visa applicants on the basis of a non-judicially determined claim of family violence (under regulation 1.23(8) or 1.23(9) in each year between 2000 and 2016;*
4. *Of the claims in (1)(2) & (3), the number in which the minister was satisfied that the applicant had suffered relevant family violence for the purposes of regulation 1.23(10)(b) in each year between 2000 and 2016;*
5. *Of the claims in (1)(2) & (3), the number of claims in which the minister was not satisfied, that the applicant had suffered relevant family violence, and sought the opinion of an independent expert under regulation 1.23(10)(c), in each year between 2000 and 2016;*
6. *Of the claims in (1)(2) & (3), which were referred for the opinion of an independent expert under regulation 1.23(10)(c), the number of those claims in which the independent expert's opinion was, that the applicant had suffered relevant family violence, in each year between 2000 and 2016;*
7. *Of the claims in (1)(2) & (3), which were referred for the opinion of an independent expert under regulation 1.23(10)(c) the number of those claims in which the independent expert's opinion was that the applicant had not suffered relevant family violence, in each year between 2000 and 2016;*

8. *The date on which any non-judicially determined claim of family violence was referred to an independent expert other than one employed by or contracted to LSC psychology.*

Documents in scope

2. In response to your FOI request the Department has created one document.

Authority to make decision

3. I am an officer authorised under section 23 of the FOI Act to make decisions in respect of requests to access documents or to amend or annotate Departmental records.

Information considered

4. In reaching my decision, I have considered the following:
 - The *Freedom of Information Act 1982*;
 - The document as listed in the Schedule of Documents;
 - Consultations with relevant business areas; and
 - The Australian Information Commissioner's guidelines relating to access to documents held by government.

Decision


Parts 1 to 3 of the request

5. In response to Parts 1 to 3 of your request, the Department created the attached document. My decision is to release the document in full.

Parts 4 to 8 of the request

6. In relation to Parts 4 to 8 of your request, the Department has undertaken searches to identify any documents that would be relevant. After consulting with the relevant business area I am satisfied that no documents (electronic or hard copy) are in the possession of the Department that fall within the scope of this part of your request.
7. Under s.17(1) of the FOI Act, where a discrete document does not exist, the agency is to consider whether a document addressing the request could be produced through the use of a computer or other equipment that is ordinarily available to the agency for retrieving or collating stored information.
8. Advice from the relevant business area is that the data sought cannot be produced from systems and would require manual extraction and analysis of records to identify if the data could be produced. I am therefore satisfied that this information does not exist in discrete documents and cannot be readily produced. Access to the information you have requested is therefore refused under s.24A(1) of the FOI Act.

(signed electronically)


Authorised decision maker
Department of Immigration and Border Protection
Email: foi@border.gov.au

17 July 2017



Attachment B

SCHEDULE OF DOCUMENTS TO DECISION RECORD

FOI Request FA 17/01/00878
File Number ADF2017/7575

No.	Date of document	Folio	Description	Relevant legislation (FOI Act)	
1.	Undated	1	Document created by Department to address FOI request	Release in full	