



Attachment A

DECISION RECORD

Request Details

FOI Request FA 16/07/00303
File Number ADF2016/31893

Original scope of request

1. On 4 July 2016 you requested:
 1. *policy documents, instruction/guidance notes for DIBP/Border Force or template interview forms for 'screening' interviews conducted at airports*
 2. *statistics for the period 1 July 2013 - 30 June 2016 regarding number of unauthorised air arrivals (UAAs) (people who do not comply with s166 of the Act) including:*
 - *number of screening interviews conducted per year*
 - *of the UAAs, how many are summarily removed?*
 - *of the UAAs, how many people seek to engage Australia's protection obligations?*
 - *of the UAAs seeking to engage Australia's protection obligations, what is their country of nationality?*

Documents in scope

2. There is one document within the scope of your request. This document is detailed in Attachment B - Schedule of Documents and attached as Attachment C – Documents released.

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 documents 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; and consultations with relevant Departmental business areas.

Decision

5. Section 22(2) of the FOI Act provides that, where an agency reaches the view that a document contains exempt information or material that is irrelevant to the request and it is possible for the agency to prepare an edited copy of the document with the irrelevant or exempt material deleted, then the agency must prepare such a copy.
6. This edited copy must be provided to the applicant. Further, the decision maker must advise the applicant in writing that the edited copy of the document has been prepared and of the reason(s) for each of the deletions in the document (s.22(3) of the FOI Act).
7. Exempt material is deleted pursuant to s.22(1)(a)(i) and irrelevant material is deleted pursuant to s.22(1)(a)(ii) of the FOI Act.


Part 1 of the request

8. Part 1 of your request refers to policy documents which are included in Procedures Advice Manual (PAM) *Immigration clearance at airports and seaports*, available on LEGENDcom. LEGENDcom is a subscription based service offered by the Department – refer to <http://www.border.gov.au/Trav/Visa/LEGE>.
9. As access to this document is available for purchase by the public in accordance with arrangements made by an agency, the Department is not required to release it under the FOI Act (s12(1)(c)). I therefore refuse access to this document.

Part 2 of the request

10. One document relevant to Part 2 of your request has been created and is released to you in full.

(signed electronically)


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

28 February 2017