



Our reference: MR14/00056

Agency reference: LS4883

Mr Michael Cordover

Email: foi@mjec.net

Dear Mr Cordover

Application for review of the Australian Electoral Commission's FOI decision

I refer to your application for Information Commissioner review (IC review) of a decision made by the Australian Electoral Commission (AEC), under the *Freedom of Information Act 1982* (Cth) (the Act), on 9 December 2013.

In my letter dated 13 June 2014, I indicated my intention not to undertake an IC review of your application, as I considered it desirable for the IC reviewable decision to be considered by the Administrative Appeals Tribunal (AAT). You were invited to provide a response.

Thank you for your email advice received on 24 June 2014, in which you confirmed your request that your IC review be finalised by the OAIC under s 54W(b) of the FOI Act, allowing you to apply to the AAT for review of the AEC's decision.

As a delegate of the Information Commissioner, and having considered the the circumstances of this application, I have decided to exercise my discretion under s 54W(b) of the FOI Act not to undertake an IC review, on the basis that it is desirable that the IC reviewable decision be considered by the Tribunal.

An application for review of the relevant IC reviewable decision may be made to the Tribunal under s 57A within 28 days of this notice.

As such, your application is now considered finalised by this office.

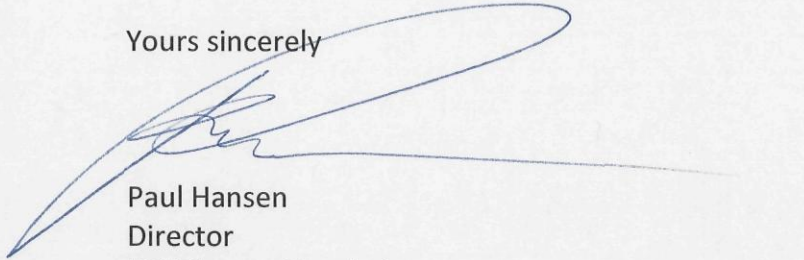
A copy of this letter has been provided to the AEC.

Review rights

If you are unhappy with the way we have handled this matter, you may complain to the Commonwealth Ombudsman. This service is free, and you can contact the office on 1300 362 072 or visit www.ombudsman.gov.au.

If you have any questions regarding this matter you may contact Tania Strathearn on (02) 9284 9741 or via email to Tania.Strathearn@oaic.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Paul Hansen', written over a large, light blue oval shape.

Paul Hansen
Director
FOI Dispute Resolution
Office of the Australian Information Commissioner

25 June 2014