

Release of 2010 Defence Incoming Government Brief under the *Freedom of Information Act 1982*

In October 2010, Defence published a redacted version of the Defence Incoming Government Brief, after it had been considered for release under the *Freedom of Information Act 1982*.

Shortly after this release, an applicant requested a copy of the redacted (deleted) parts of the Incoming Government Brief under the provisions of the amended *Freedom of Information Act 1982* - which came into effect 1 November 2010. The Defence decision maker reconsidered the document and decided that additional information could be released. This was largely due to the passage of time since the document was created, as well as a new public interest test relating to conditional exemptions. The decision maker released the document, subject to appropriate exemptions under the FOI Act, namely:

- Section 7 (Exemption of intelligence agencies)
- Section 33 (National security, defence or international relations)
- Section 34 (Cabinet documents)
- Section 47C (deliberative processes)
- Section 47D (financial or property interests of the Commonwealth)
- Section 47G (business)