Dear [Name],

I refer to your email of 23 March 2012 in which you agreed to a revised scope for your request and under the Freedom of Information Act 1982 (FOI Act), requested access to:

"I seek a de-identified summary report of all cases presented before the court martial and Defence Force Magistrate for the financial year of 2010/11. Furthermore I seek a de-identified summary report of all cases presented before the court martial and Defence Force Magistrate from June 2011 to the date of receipt of this letter. The summary reports should include but not be limited to the rank of the member, the charge, the location of the offence, the outcome and the punishment administered or the status of proceedings if they have not yet been closed."

2. The purpose of this letter is to provide you with the decision relating to the documents that are the subject of your request.

Documents identified

4. Colonel Cameron identified two documents, with a total of 24 pages, titled "Completed matters Jun 11 – Apr 12 and Completed matters Jul 10 – Jul 11 as matching the description of your request.

5. Colonel Cameron noted that the formatting of the two documents differs slightly as the databases used by the Office of the Registrar of Military Justice have evolved over time. Further, they are working documents and are adapted to keep up with their current business requirements.

Defending Australia and its National Interests
Decision

6. Colonel Cameron decided to release the identified documents by deleting reference to the names of the accused and convicted person in order to provide a "de-identified summary report of all cases", as you requested. Colonel Cameron noted that the documents identified provide the information applied for, with the exception of the location of the offence – such detail is not included within the documents identified.

Material taken into account

7. Colonel Cameron in making his decision had regard to:
   a. the content of the identified documents;
   b. relevant provisions in the FOI Act; and

Payment of Charges

8. In our letter dated 28 March 2012, the department estimated the cost associated with processing your request to be [Redacted]. You agreed to pay charges for the administration of your request and paid the preliminary assessment deposit of [Redacted]. The remaining balance is the difference between actual charges [Redacted] and the deposit you have already paid [Redacted].

9. Accordingly you are required to pay [Redacted] in order to finalise your request. Please complete and return the form at Enclosure 1 to the FOI Directorate, this form is an agreement to pay charges and enables the FOI Directorate to continue processing your request without delay.

Rights of review


FOI Disclosure Log

11. In accordance with the requirements of section 11C of the FOI Act, Defence is required to publish details of information released under the FOI Act. Defence publishes identified documents relating to requests within two working days of receipt by the applicant. Defence will also publish this decision notice with privacy deletions.
Further advice

12. Should you have any questions in regard to this matter please contact me directly on (07) 3332 6359.

Yours sincerely

Theresa Stinson
Assistant Director – Media Case Management
Freedom of Information

8 May 2012

Enclosures:
1. Freedom of Information Payment Agreement form
2. Fact Sheet: Freedom of Information – Your Review Rights