

Administrative Appeals Tribunal

ADMINISTRATIVE APPEALS TRIBUNAL

No: 2019/3402

FREEDOM OF INFORMATION DIVISION

Re: Secretary, Department of the Prime Minister and Cabinet Applicant

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And: Secretary, Department of Defence Respondent

> And: Senator Rex Patrick Other Party

TRIBUNAL: Deputy President Gary Humphries AO

DATE: 28 June 2019

PLACE: Canberra

In accordance with subsection 42C(1) of the Administrative Appeals Tribunal Act 1975:

- 1. The parties have reached an agreement as to the terms of a decision of the Tribunal that is acceptable to the parties; and
- 2. The terms of the agreement have been reduced to writing, signed by or on behalf of the parties and lodged with the Tribunal; and
- 3. The Tribunal is satisfied that a decision consistent with those terms is within the powers of the Tribunal and is appropriate to make.

Pursuant to subsection 42C(2) of the *Administrative Appeals Tribunal Act 1975*, the Tribunal varies the reviewable decision dated 15 May 2019 such that:

- 1. All diary entries which:
 - 1.1. are purely personal in nature, or

1.2. would reveal what was discussed at Cabinet or Cabinet committee meetings,

are irrelevant to the request and are excluded.

- 2. The reviewable decision is otherwise affirmed.
- 3. Within 7 days of the date of this decision, the Respondent must give to the Other Party a copy of the documents in issue edited only to the extent necessary to delete irrelevant material as specified by this decision and under section 22 of the *Freedom of Information Act 1982*.

