



19 December 2018

[Redacted]
[Redacted]

In reply please quote:

FOI Request: FA 18/08/01413

File Number: ADF2018/183382

Dear [Redacted]

Freedom of Information (FOI) request - Access Decision

On 27 August 2018, the Department of Home Affairs (the Department) received a request for access to document under the *Freedom of Information Act 1982* (the FOI Act).

The purpose of this letter is to provide you with a decision on your request for access under the FOI Act.

1 Scope of request

You have requested access to the following:

- 1) *Since 1 January 2017, the number of second year Working Holiday visa holders, subclass 417, who were granted an exemption from the requirement to do regional work during their first year visa AND the reason for these exemptions.*
- 2) *Since 1 January 2017, any Ministerial briefings (drafted or final) that suggest changes to or issues with the Working Holiday, subclass 417.*
- 3) *Since 1 January 2017, any Ministerial briefings (drafted or final) or correspondence addressed to or from the Minister or department that addresses concerns with the first year Working Holiday Visa, subclass 417.*
- 4) *Since 1 January 2017, any evidence that the Government has assessed the employment available under the Regional Work banner.*
- 5) *The reasoning for differences in Regional Work requirements between Working Holiday Visa subclasses 417 and 462.*

On 4 September 2018 you amended the scope of the request to:

1) Since 1 January 2017, the number of second year Working Holiday visa holders, subclass 417, who were granted an exemption from the requirement to do regional work during their first year visa AND the reason for these exemptions.

2) Since 1 January 2017, any Ministerial briefings (drafted or final) that suggest policy changes to or issues with the Working Holiday, subclass 417, specifically regarding the requirement to complete regional work and the restriction to work a maximum of 6 months with one employer

3) Since 1 January 2017, any evidence that the Government has assessed the employment available under the Regional Work banner for holders of Working Holiday visa, subclass 417.

4) The reasoning for differences in Regional Work requirements between Working Holiday Visa subclasses 417 and 462.

2 Authority to make decision

I am an officer authorised under section 23 of the FOI Act to make decisions in respect of requests to access document or to amend or annotate records.

3 Relevant material

In reaching my decision I referred to the following:

- the terms of your request
- the document relevant to the request
- the FOI Act
- Guidelines published by the Office of the Information Commissioner under section 93A of the FOI Act (the FOI Guidelines)
- advice from Departmental officers with responsibility for matters relating to the document to which you sought access

4 Document in scope of request

In accordance with section 17 of the FOI Act, the Department has used its computer system to produce one document that contain[s] information that falls within the scope of your request. The data produced in the document existed in the possession of the Department on 27 August 2018 when your FOI request was received.

5 Decision

The decision in relation to the document in the possession of the Department which fall within the scope of your request is as follows:

- Release one document in full

6 Legislation

A copy of the FOI Act is available at <https://www.legislation.gov.au/Details/C2017C00251>. If you are unable to access the legislation through this website, please contact our office for a copy.

7 Your Review Rights

Internal Review

If you disagree with this decision, you have the right to apply for an internal review by the Department of this decision. Any request for internal review must be provided to the Department within 30 days of you being notified of the decision. Where possible please attach reasons why you believe a review of the decision is necessary. The internal review will be carried out by an officer other than the original decision maker and the Department must make a review decision within 30 days.

Applications for review should be sent to:

OR By email to: foi.reviews@homeaffairs.gov.au

By mail to:
Freedom of Information Section
Department of Home Affairs
PO Box 25
BELCONNEN ACT 2617

Review by the Office of the Australian Information Commissioner

You may apply directly to the Office of the Australian Information Commissioner (OAIC) for a review of this decision. You must apply in writing within 60 days of this notice. For further information about review rights and how to submit a request for a review to the OAIC, please see Fact Sheet 12 "Freedom of information – Your review rights", available online at <http://www.oaic.gov.au/freedom-of-information/foi-reviews>.

8 Making a Complaint

You may complain to the Australian Information Commissioner about action taken by the Department in relation to your request.

Your enquiries to the Australian Information Commissioner can be directed to:

Phone 1300 363 992 (local call charge)
Email enquiries@oaic.gov.au

There is no particular form required to make a complaint to the Australian Information Commissioner. The request should be in writing and should set out the grounds on which it is considered that the action taken in relation to the request should be investigated and identify the Department of Home Affairs as the relevant agency.

9 Contacting the FOI Section

Should you wish to discuss this decision, please do not hesitate to contact the FOI Section at foi@homeaffairs.gov.au.



Authorised Decision Maker
Department of Home Affairs