



11 February 2019

[Redacted]  
[Redacted]

**In reply please quote:**

FOI Request: FA 19/01/00367  
File Number: ADF2019/42681

Dear [Redacted]

**Freedom of Information (FOI) request - Access Decision**

On 10 January 2019, 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 document:

*1. Policy document containing information about a letter support from the Czech government required to meet Migration Regulations, Schedule 1, item 1224A(3)(b)(iii) and Schedule 2, criterion 462.213, specifically:*

*What kind of organisation/institution issues this letter of support to be accepted by Department of Home Affairs for the purpose of a 462 visa application*

*Whether this organisation/institution/body can be operating outside the Czech Republic (and Department of Home Affairs would accept such a letter of support for the purpose of a 462 visa application)*

*What information must be in this letter of support to be accepted by Department of Home Affairs for the purpose of a 462 visa application.*

*2. Total number of applicants from the Czech Republic who applied for a 462 visa in the period 1 July 2018 - December 2018.*

3. Total number of applicants from the Czech Republic who applied for a 462 visa in the period 1 July 2018 - 31 December 2018 and who had a letter of support from an educational institution operating in Australia and who used this letter as a letter of support from the Czech government in the period 1 July 2018 - 31 December 2018.

4. Total number of applicants mentioned in the paragraph 3 above who were subsequently granted a 462 visa as of today.

## **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) and
- 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 contains information that falls within the scope of your request. The data produced in the document existed in the possession of the Department on 10 January 2019 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:

By email to: [foi.reviews@homeaffairs.gov.au](mailto:foi.reviews@homeaffairs.gov.au)

OR

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](mailto: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](mailto:foi@homeaffairs.gov.au).



Authorised Decision Maker  
Department of Home Affairs