

[REDACTED]

From: B [REDACTED] Henderson
Sent: Thursday, 28 April 2022 12:38 PM
To: [REDACTED]
Subject: Freedom of Information request - Consultation letter [SEC=OFFICIAL:Sensitive, ACCESS=Legal-Privilege]
Attachments: 2022 04 28 Consultation letter - Kerryn Vine-Camp.pdf

OFFICIAL:Sensitive

Dear Ms Vine-Camp

The Federal Court has received a Freedom of Information (FOI) request relating to the articles published in The Australian newspaper on 8 – 10 February 2022.

Some of the documents that fall within the scope of the request contain your personal information. Please find attached a letter which contains more information about this including the relevant documents.

Please don't hesitate to contact me if I can be of further assistance.

Kind regards

B [REDACTED] Henderson | Principal Registry, Legal

Federal Court of Australia | Harry Gibbs Commonwealth Law Courts, 119 North Quay BRISBANE QLD 4000

p. [REDACTED] | e. [REDACTED] | w. www.fedcourt.gov.au



**FEDERAL COURT OF AUSTRALIA
PRINCIPAL REGISTRY**

HARRY GIBBS COMMONWEALTH LAW COURTS
119 NORTH QUAY
BRISBANE QLD 4000

28 April 2022

Ms Kerryn Vine-Camp

By email: [REDACTED]

Dear Ms Vine-Camp,

Freedom of Information Act 1982 – Request and Opportunity to Make Submission

The Federal Court of Australia (**Court**) has received a number of requests for documents under the *Freedom of Information Act 1982* (Cth) (**FOI Act**) in response to the articles published in *The Australian* on 8, 9 and 10 February 2022 concerning the Court’s recruitment processes. As part of the searches that have been conducted by the Court in response to these FOI requests, the documents listed below have been identified as falling within the scope of the requests and contain “personal information” about you:

[REDACTED]

- [REDACTED]
- Commissioner's Representative Certificate – National Judicial Registrar and District Registrar, QLD.
- Commissioner's Representative Certificate – National Judicial Registrar and District Registrar, WA.
- [REDACTED]
- [REDACTED]
- [REDACTED]

I have attached a copy of these documents for your consideration. Please note the document listed in the final bullet point above is email correspondence sent or copied to you (thereby including personal information about you such as your name and APSC work email) but does not include any communication authored by you. There are a large number of other documents that were found which are similar to the document listed in the final bullet point above, however I have not provided those documents to you given the volume. Of course, if you would like copies of each of those documents, I would be happy to provide them to you.

Opportunity to make a submission

Under section 27A of the FOI Act, where an agency receives a request for access to a document that contains “personal information” about a person and it appears to the agency that the person concerned might reasonably wish to make a contention that the document, or part of the document, should be exempted from release to the applicant, the agency is required to consult the person concerned and give them an opportunity to make a submission before any decision is made to grant access.

Accordingly, I invite you to tell me of any objection you have to the release of the documents listed above that contain your personal information. Specifically, I invite you to respond to the following questions:

1. Do you believe the release of the personal information contained in the documents listed above would be an unreasonable disclosure of personal information about you?
2. What are the reasons that you believe the disclosure of the personal information would be unreasonable?

Any reasons provided as to why disclosure of the information about you would be unreasonable will be given careful consideration. I note, however, that the decision about whether to release the documents rests with me, as the Court's decision-maker on these requests.

In deciding whether to release the documents to the applicant, please note that I must have regard under subsection 47F(2) of the FOI Act to:

- a) the extent to which the information is well known;
- b) whether you are known to be (or to have been) associated with the matters dealt with in the document;
- c) the availability of the information from publicly accessible sources; and

d) any other matters that I consider relevant.

If I decide, as the decision-maker on this request, to grant access to any document the release of which you opposed, you will be given written notice of the decision and the opportunity to seek review of the decision before the document is released.

I note that there are other exemptions under the FOI Act that may be applicable to these FOI requests, all of which I will consider prior to making a final decision. You are welcome to make submissions to me should you object to the release of the document on the basis of any of these exemptions or more generally.

Disclosure log

You should be aware that if I decide, on behalf of the Court, to grant access to the requested document, the Court is generally obliged to publish that information on its disclosure log at: <https://www.fedcourt.gov.au/disclosurelog>. However, the Court will not publish information (such as personal information) where this would be unreasonable. If you have any queries about this requirement, please contact me.

How to make your submission

Please send me your response in writing by **Tuesday 3 May 2022**.

Please note that if a response is not received from you by this date, I will assume that you do not object to the release of the document.

Further information

More information about your rights where information about you is requested under the FOI Act is available on the Office of the Australian Information Commissioner's website here: <https://www.oaic.gov.au/freedom-of-information/your-foi-rights/when-an-foi-request-affects-you/>.

Yours sincerely

A solid black rectangular box used to redact the signature of the sender.

B Henderson
FOI Officer

**Certification of SES selection exercise by
Australian Public Service Commissioner's representative**

I, **Kerryn Vine-Camp** participated as the Australian Public Service Commissioner's representative in all stages of the selection exercise to fill the role of **National Judicial Registrar & District Registrar, QLD** in the Federal Court of Australia.

Pursuant to Section 21 of the *Australian Public Service Commissioner's Directions 2016* (the Directions), I hereby certify that the selection process complied with subsection 10A(2) of the *Public Service Act 1999* and the requirements of the Directions.

Name: KERRYN VINE-CAMP
Position: FIRST ASSISTANT COMMISSIONER
Agency: APSC
Signature: 
Date: 25/10/18

**Certification of SES selection exercise by
Australian Public Service Commissioner's representative**

I, **Kerryn Vine-Camp** participated as the Australian Public Service Commissioner's representative in all stages of the selection exercise to fill the role of **National Judicial Registrar & District Registrar, WA** in the Federal Court of Australia.

Pursuant to Section 21 of the *Australian Public Service Commissioner's Directions 2016* (the Directions), I hereby certify that the selection process complied with subsection 10A(2) of the *Public Service Act 1999* and the requirements of the Directions.

Name: KERRY VINE-CAMP
Position: FIRST ASSISTANT COMMISSIONER
Agency: APSC
Signature: 
Date: 25/10/18

