

Freedom Of Information



INFORMATION COMMISSIONER
WESTERN AUSTRALIA
ANNUAL REPORT TO THE
PARLIAMENT 2004/05





OFFICE OF THE
INFORMATION COMMISSIONER

DEAR MR PRESIDENT
DEAR MR SPEAKER

In accordance with the provisions of the *Financial Administration and Audit Act 1985* and the *Freedom of Information Act 1992*, I submit my report for the year ended 30 June 2005 which has been prepared in compliance with the provisions and reporting requirements of both Acts.

A handwritten signature in black ink, reading 'Daryl Wookey'.

D A WOOKEY
A/INFORMATION COMMISSIONER
7 November 2005

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FOREWORD

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FOREWORD



Darryl Wookey

This is the twelfth annual report to Parliament on the operation of the Freedom of Information Act 1992 in Western Australia, and my second as Acting Information Commissioner.

As I mentioned in my foreword to last year's annual report, I was appointed to the statutory position of Acting Information Commissioner in November 2003, pending legislation to effect the proposed changes to the office announced by the Attorney General. The primary of those changes are additional responsibilities under proposed privacy legislation and the amalgamation of the office of Information Commissioner with that of Ombudsman. I have not yet seen draft legislation, although I understand that it is presently in preparation.

In the meantime, the Western Australian Information Commissioner model continues to be recognised both nationally and internationally as a preferred model for external review of FOI decisions. In April 2005, I travelled to Argentina, at the invitation of the Centre for the Implementation of Public Policies Promoting Equity and Growth, to speak at the International Seminar on Access to Public Information held in Buenos Aires. I was invited to represent Australia on the recommendation of the Council on Australian and Latin American Relations, funded by the Department of Foreign Affairs and Trade, and the travel costs and other associated costs were met, in the main, by that department.

I participated prior to the conference proper as an international guest at a workshop which included the Ombudsman for Peru, the former Deputy Prime Minister of Sweden, the Information Commissioner for Mexico, the Deputy Information Commissioner for England, the Deputy Director of the Information and Privacy Office of the USA Department of Justice, representatives of international human rights non-government organisations and Argentinian public officers including the Ombudsman, officers of the Anti Corruption Office of the Ministry of Justice and FOI liaison officers from a range of agencies. The conference proper was attended by approximately 200 delegates and I spoke to the conference on the nature and operation of the Western Australian model of external review.

This followed my visit to South Africa last year, reported in last year's annual report, at the invitation of the Open Democracy Advice Centre. That invitation was as a result of that organisation having identified the Western Australian model as the preferred model for efficient, effective, inexpensive, timely and accessible external review of FOI decisions, following its comparative study of FOI external review models around the world.

As I mentioned in last year's annual report, it is to be hoped that any changes to the model proposed by the Government, the details of which I have not yet been provided with, will retain the features that have resulted in such national and international recognition of the Western Australian model.

It has been a year of productiveness and consolidation for the office. The benefits of collocation with the Ombudsman, Commissioner for Public Sector Standards, Office of Health Review and Commonwealth Ombudsman have continued to be realised. We are now able to hold our metropolitan training courses at our own premises, with no additional cost or reliance on the

generosity of agencies to provide us with facilities. We participated jointly with the State Ombudsman, the Office of Health Review and the Commonwealth Ombudsman in WA On Show, sharing a stand, costs and responsibility for staffing the stand. We also participated jointly with the Office of Health Review and the State and Commonwealth Ombudsman at the Albany Show and Trade Exhibition. Both were undertaken as joint awareness-raising exercises.

Greater cooperation between the offices has also resulted in more opportunities for staff. One of my officers spent a large part of the year on secondment to the State Ombudsman's Office, and one of the Ombudsman's staff spent six months on secondment to my office. This enabled both to broaden their experience and gain invaluable experience working in another "accountability agency" and being exposed to different kinds and methods of external review.

We continued our Guest Speaker Series, implemented since collocation. The purpose of the series is to better inform our people of the roles and functions of a range of other agencies, particularly other "accountability agencies" and external review bodies with which there may be some jurisdictional overlap or to which we may want to refer people we are not able to assist. Each month an invited speaker from another agency addresses staff of the collocated agencies on the jurisdiction, role and operation of his or her agency.

In 2004/05 our guest speakers included the principal officer of each of the collocated agencies so that staff could gain a clear understanding of the role of each of the collocated agencies. Those speakers were the State Ombudsman, the Commissioner for Public Sector Standards, the Senior Assistant Commonwealth Ombudsman, the Director of Health Review, myself - the Acting Information Commissioner, and the Director of Equal Opportunity in Public Sector Employment. The other guest speakers in 2004/05 were: Mr Des Pearson, the Auditor General; Ms Bronwyn Davies-Taylor, Member of the Small Claims Tribunal; Mr Kieran Boothman SM of the Small Disputes Division of the Local Court; Mr Alistair Hope, the State Coroner; and Professor John McMillan, the Commonwealth Ombudsman. Each gave an interesting and illuminating talk and our thanks are extended to them for generously giving their time and providing our staff with a greater understanding of their respective roles and functions.

Shared facilities and administrative support have enabled me to commence a restructure of the office, in preparation both for amalgamation and additional responsibilities under the Government's proposed privacy legislation. The position of Executive Director, the senior administrative position in the office, was abolished in preparation for creating two new lower-level positions to accommodate – at least in the first instance – the additional functions expected under privacy legislation. I propose to fill one of those positions early in the forthcoming year, initially to assist with FOI matters and subsequently with preparation for privacy responsibilities. Once the precise nature of the privacy role is known, further work can be undertaken to ascertain the nature and number of staff that will be required.

As a result of that restructuring, the Executive Director, Mr Bruce Denham, accepted voluntary redundancy. I thank him for his 12 years of service to the office and wish him well in his retirement.

As also foreshadowed in my foreword to last year's annual report, a review of the way in which we record and report on our work and calculate our performance indicators has been undertaken and, from this year, a more detailed and accurate picture of our work and performance is presented. Both methods are represented in our performance indicators this year to enable comparison with previous years. From next year, only the new method will be used, presenting a more accurate picture going forward both of the work of this office and the performance of the public sector in respect of FOI.

A new feature to be added to our website from 1 July 2005 will be the inclusion of summaries of selected conciliated cases. To date, the office has published only formal decisions of the Information Commissioner. However, useful guidance for both members of the public and officers of agencies can be gained from examples of alternative means of resolving complaints and applications. As those matters have not necessitated a formal decision, which is required to be published, the summaries will be de-identified to preserve the confidentiality of the conciliation process while using the scenarios as educative examples.

The figures in this report suggest that agencies continue to improve in their administration of their responsibilities under the FOI Act, in terms of dealing with applications. As has been the case since the FOI Act commenced operation in 1993, applications to agencies have continued to significantly increase in number, whereas the number of complaints to the Information Commissioner has not. This means that the percentage of applications dealt with by agencies which subsequently result in a complaint to the Information Commissioner is steadily decreasing. It is to be hoped that this trend will continue as FOI becomes more and more mainstreamed into agencies' administrative processes.

In terms of our own performance, I thank my staff for their tireless efforts through which we have again maintained high levels of effectiveness and efficiency in both external review and advisory service delivery throughout the year. In the two years since I have taken up this position we have significantly raised the proportion of complaints resolved by conciliation (by approximately 10%), with only a small proportion requiring a formal decision. That improvement has, however, resulted in a higher average time taken to finalise reviews. In the forthcoming year, our target will be improving our timeliness in respect of those matters that cannot be conciliated and require a formal decision.

We look forward with optimism and enthusiasm to another year of consolidation, in preparation for the changes to come and await with interest the draft legislation.

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AGENCIES OVERVIEW

OVERVIEW OF APPLICATIONS DEALT WITH BY AGENCIES

Section 111 of the FOI Act requires that the Information Commissioner's annual report to the Parliament include certain specified information relating to the number and nature of applications under the FOI Act dealt with by agencies during the year. To enable that to occur, agencies are also required by s.111 to provide the Information Commissioner with the specified information. That information for 2004/05 is set out in detail in the statistical tables at the end of this report. The following is an overview.

The primary responsibility for making decisions on FOI applications and otherwise giving effect to the provisions of the FOI Act rests with agencies. As can be seen from a review of previous annual reports of the Information Commissioner, the number of applications made to agencies under the FOI Act has steadily increased, from 3323 at the end of the first full financial year of operation of the FOI Act (1994/95) to 8597 in the year under review. That represents an increase of approximately 158% in 10 years from 1995 and 10% from last year (7823).

From the statistical tables at the end of this report, it can be seen that, as in previous years, the Police Force of Western Australia received the highest number of applications made to a single agency (1448), with the next highest being received by Royal Perth Hospital (1137) and Sir Charles Gairdner Hospital (861) respectively, and another 2840 in total received by various other health service providers (hospitals, health services, the Department of Health).

The very low amount of application fees and charges collected by the health services (for example, a total of \$150.00 in applications fees (ie five application fees) and no additional charges collected by Royal Perth Hospital and Sir Charles Gairdner Hospital) suggests that the vast majority of access applications to those agencies are, as in previous years, for personal information - for example, medical records - about the access applicant, for which no application fee or other charge is payable.

Of the 8597 applications received by agencies in 2004/05, 409 (just under 5%) were received by local government agencies and 8188 (95%) by State Government agencies. Of the local government agencies, the City of Stirling received the highest number of applications (38), followed by the City of Gosnells (25) and the City of Joondalup (22). A number of the small country local Government agencies reported having received none or one.

Of the applications made to State Government agencies, 52 were made to Ministers. The Minister receiving the highest number of applications was the Minister for Planning and Infrastructure (11), with the next highest being the Attorney General; Minister for Health; Electoral Affairs (9).

The statistical tables also reveal that 7846 decisions were made by agencies under the FOI Act in 2004/05. Of those decisions made, 65.9% resulted in the applicant being given access in full to the documents sought; 27.3% resulted in the applicant being given access to edited copies of the documents sought; and 0.5% resulted in either access being given but deferred, or being given in accordance with s.28 of the FOI Act (by way of an approved medical practitioner). Those figures indicate that approximately 93.7% of the 7846 decisions made by agencies on FOI applications were to the effect that access in some form was given. Only 6.3% of the decisions made were to refuse access. That is consistent with the similar statistics for the previous year.

Also consistent with previous years, the exemption clause most frequently claimed by agencies was clause 3, which exempts from disclosure personal information about individuals other than the applicant. That clause was claimed 1949 times in the year under review. The next most frequently claimed exemptions were: clause 5, which relates to law enforcement, public safety and property

security (170 times); clause 4, which relates to certain commercial or business information of private individuals and organisations (128 times); clause 6, which relates to the deliberative processes of Government (90 times); and clause 7, which protects from disclosure documents which would be privileged from production in legal proceedings on the ground of legal professional privilege (88 times).

Agencies received 158 applications for internal review of decisions relating to access applications during 2004/05. This represents about 2% of all decisions made and about 33% of decisions made to refuse access. In the year under review 154 applications for internal review were dealt with. The decision under review was confirmed on 122 occasions, varied on 21 occasions, reversed on three occasions and the application for internal review was withdrawn on 8 occasions. Fifteen applications for amendment of personal information were made to agencies during the year. Sixteen such applications were dealt with, resulting in personal information being amended on five occasions, not amended on nine occasions and amended but not as requested on two occasions. The eight reported applications for internal review on decisions relating to the amendment of personal information resulted in the initial decision being confirmed on six occasions and varied on one occasion.

Figures 1-4 below illustrate the performance of agencies in respect of FOI in the year under review. The number of applications decided by agencies increased, as did the number of occasions on which full access was given. The average time taken to deal with access applications increased slightly, by approximately one day, from the previous year, but is still within the maximum period of 45 days permitted by the FOI Act. It does not appear to be a significant increase, given the increase in the numbers of access applications being dealt with, but, as I indicated in my last annual report, my office will continue to monitor it. The average amount of charges imposed by agencies for dealing with access applications increased in comparison with the previous year, but is still well below the highest level in the last five years, which was in 2001.

Although the conclusions that can be drawn from statistics such as these are limited, in my view these figures are a positive indicator that, overall, agencies are giving effect to the FOI Act in the manner in which it was intended to operate. Of course, there continue to be particular instances where that is not the case, and it is the ongoing goal of my office, both through the external review of complaints and through our advisory and educational activities, to ensure these positive trends continue and that problem areas are identified and addressed.

FIGURE 1

Number of Applications Decided—All Agencies

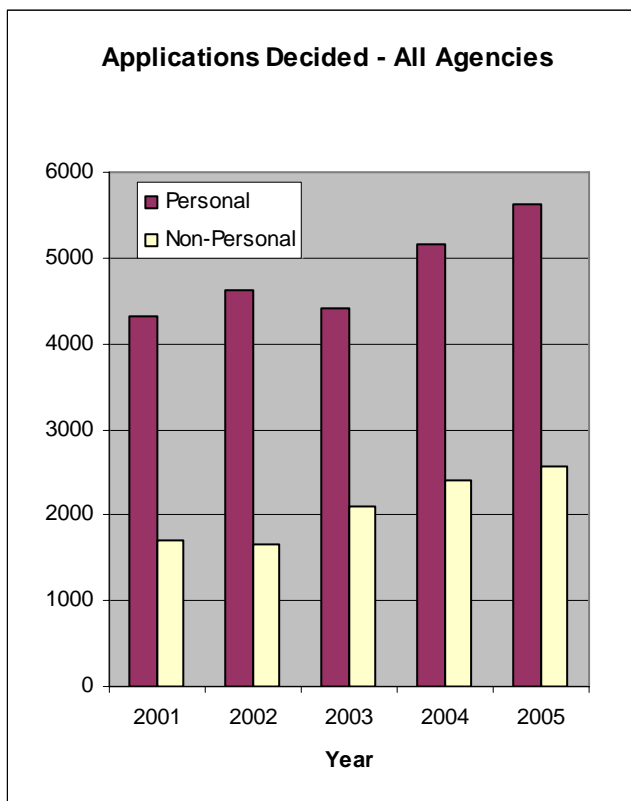


FIGURE 3

Average Charges Imposed —All Agencies (\$)

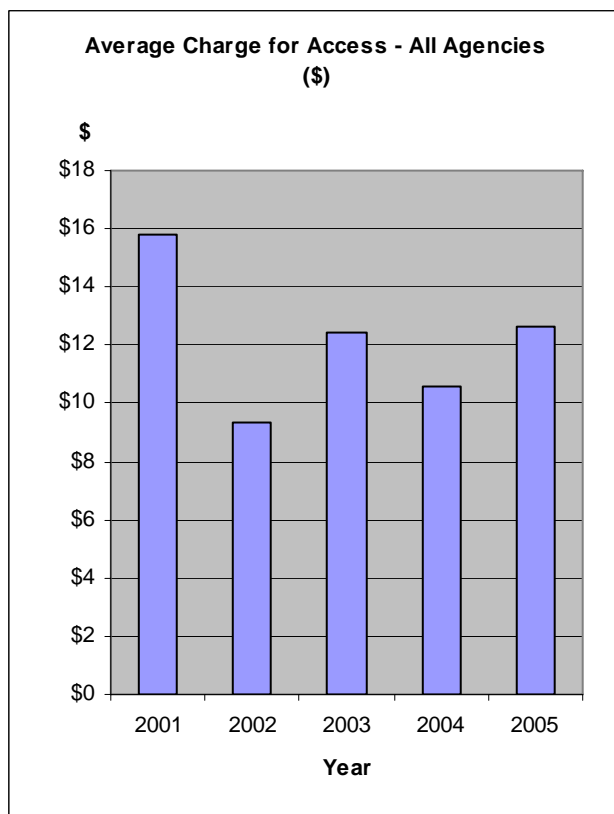


FIGURE 2

Average Days Taken to Deal with Applications
– All Agencies

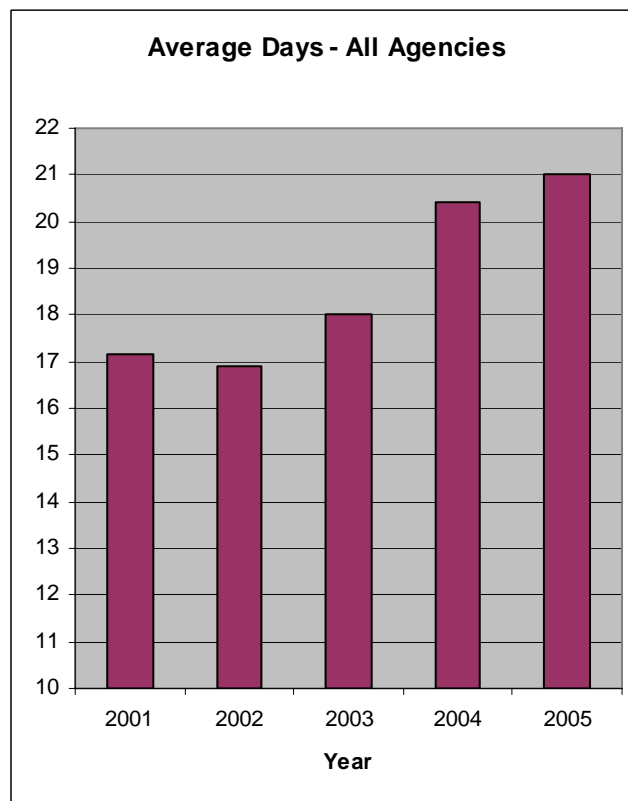
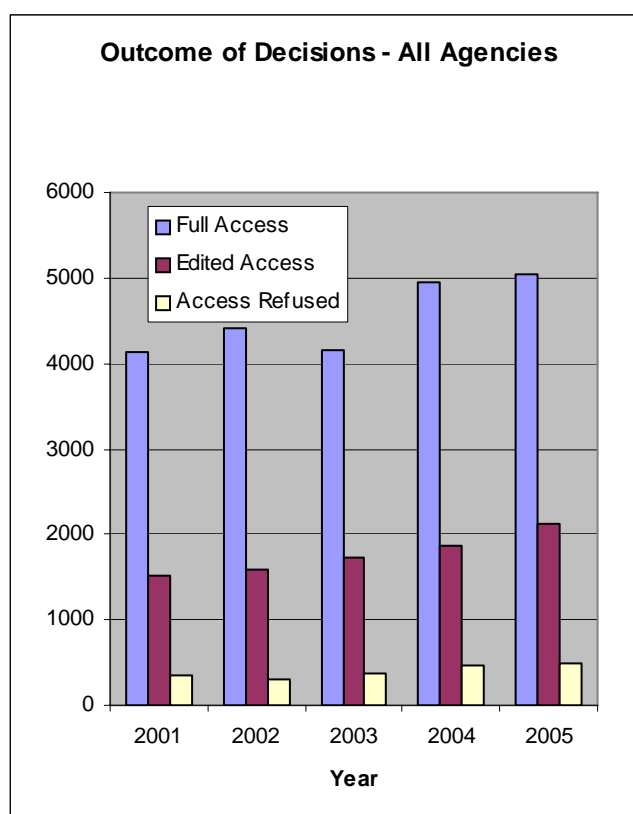


FIGURE 4

Outcome of Decisions—All Agencies



REPORT ON OPERATIONS

LEGISLATION AND MISSION STATEMENT

The office of Information Commissioner is established by s.55(1) of the *Freedom of Information Act 1992* (The FOI Act) and the occupant is directly accountable to Parliament for the performance of statutory functions prescribed by the FOI Act. The Acting Information Commissioner is appointed under s.59(1) and is empowered to exercise all the functions of the Information Commissioner. The Attorney General is the Minister responsible for the legislation in the Parliament.

The main function of the office is to provide independent external review of agencies' decisions by dealing with complaints about decisions made by agencies under the FOI Act. Other responsibilities prescribed by the FOI Act include:

- (i) ensuring that agencies are aware of their responsibilities under the FOI Act [s.63(2)(d)];
- (ii) ensuring members of the public are aware of the FOI Act and their rights under it [s.63(2)(e)];
- (iii) providing assistance to members of the public and agencies on matters relevant to the FOI Act [s.63(2)(f)]; and
- (iv) recommending to Parliament legislative or administrative changes that could be made to help the objects of the FOI Act be achieved [s.111(4)].

The Mission Statement and desired outcome reflect the functions and the broad ideals of openness, accountability and responsibility behind the FOI legislation.

| MISSION |
|--|
| Public understanding and confidence in the decision-making process of government agencies through access to relevant information |

DESIRED OUTCOME

The primary desired outcome is access to documents and observance of processes in accordance with the *Freedom of Information Act 1992*.

The Office of the Information Commissioner provides an FOI complaint mechanism and advisory service which is independent, objective and fair, and which balances the competing needs of applicants, agencies and Parliament, subject to the requirements and processes prescribed in the FOI Act. The Information Commissioner has a statutory duty to undertake these functions and the office accordingly has two service teams – Resolution of Complaints (External Review) and Advice and Awareness.

The following principles or values are part of the corporate philosophy of the office.

- Being accepted by participants as an independent and impartial review authority.
- Being recognised by agencies as a model of “best practice” for the FOI complaint review process.
- Serving as an example to agencies of accountability and responsibility.

RELEVANT LEGISLATION

Freedom of Information Act 1992

Freedom of Information Regulations 1993

CONTACT DETAILS

| | |
|--|---|
| <p>Address: 12th floor, St Martin's Tower 44 St George's Terrace PERTH WA 6000</p> <p>Postal Address: PO Box Z5386 St George's Terrace PERTH WA 6831</p> | <p>Telephone: (08) 9220 7888 1800 62 1244 (Free call for WA Country regions)</p> <p>Facsimile: (08) 9325 2152</p> <p>E-mail: info@foi.wa.gov.au</p> <p>Home Page: http://www.foi.wa.gov.au</p> |
|--|---|

STAFF

Staff are appointed to assist me and new appointees must take an oath or affirmation, administered by me, prior to commencing their duties. The office is structured based on two separate teams, *Advice and Awareness* and *Resolution of Complaints (External Review)*, which ensures that the independence and integrity of the external review process is maintained.

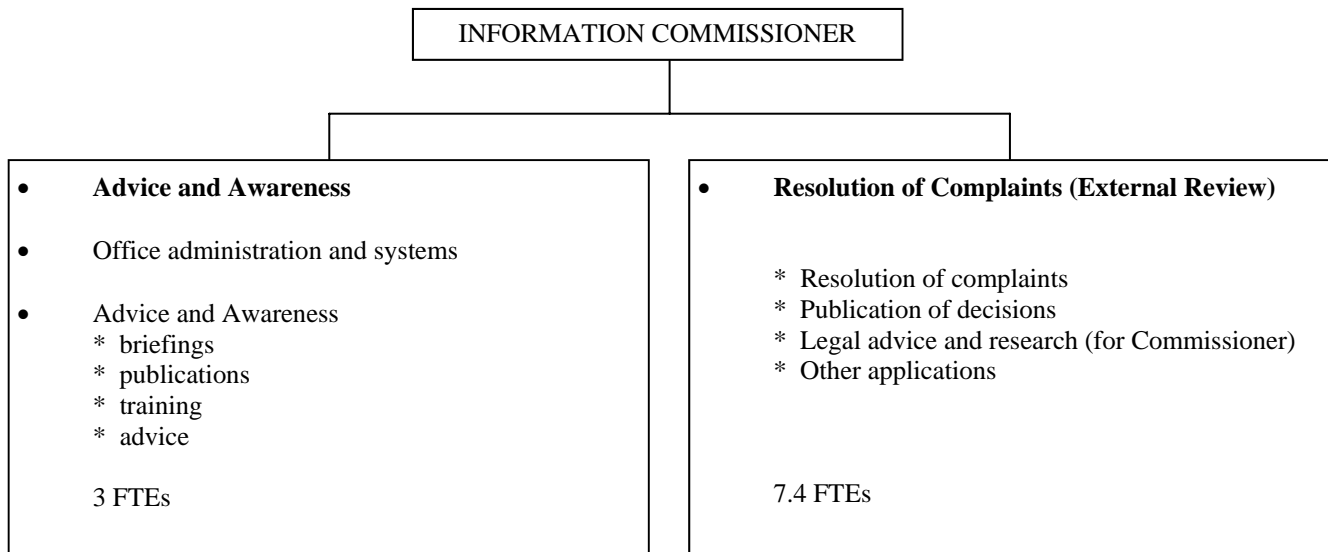


Back row L to R: Vivien Hillyard, Investigations Officer; Rachel Crute, Legal Officer (Research and Investigations); Darryl Wookey, A/Information Commissioner; Kim Bracknell, Information Services Manager; Tim Kennedy, Senior Legal Officer.

Front row L to R: Anne Marshall, Legal Officer; Michelle Painter, Administrative Assistant; Grace Grandia, Advisory/Projects Officer; Sylvie De Laroche, Personal Assistant.

Absent: Tony Pruyn, Senior Investigations Officer; Jo Merrick (secondee, returned to the Ombudsman's Office).

OFFICE STRUCTURE



EXTERNAL REVIEW

The *Resolution of Complaints (External Review)* team deals with complaints lodged by access applicants, applicants for amendment of personal information and third parties against decisions made by agencies. The external review team also deals with applications made under ss.13(4), 13(5), 35 (1), 66(4) and 66(6) of the FOI Act.

The emphasis is on informal resolution processes such as conciliation and negotiation where appropriate and, where conciliation cannot be achieved, the determinative function, which involves more formal processes, is undertaken. The external review process is intended to be as speedy, accessible and informal as possible. Accordingly, it is the policy of the office to avoid, where possible, too technical an approach to external review, whilst recognizing that it is necessary and desirable for the external review process to conform to the statutory requirements of the FOI Act, the principles of administrative law and acceptable standards of practice in merit review.

As indicated in last year's annual report and in the foreword to this report, the measures by which we assess our performance and record and report on our work have been reviewed. The resultant changes to the way in which matters dealt with are classified and the method of calculation of some of our performance indicators are explained in more detail in the "Performance Indicators" section of this report. Of particular relevance to the external review function is that, following that review, the kinds of matters classified as "complaints" has changed. In the annual reports for at least the previous three years, a number of matters included in the figures for complaints received and dealt with were more properly classified requests for advice or were misdirected access applications, that is, access applications sent to my office instead of to the agency concerned. From this year, those matters are separately identified; are not included in the numbers of complaints received and dealt with; and are reported on as part of the Advice and Awareness service. As a result, the numbers of complaints received and dealt with this year cannot be compared with the numbers received and dealt with in the previous few years, although in the Performance Indicators section of this report both calculation methods are shown to enable comparisons to be made for this transitional year. The old calculation method will not be used at all after this year and the revised classifications and reporting will provide a more accurate picture going forward.

In the reporting period, a total of 260 new applications were received by my office. Of those 260 new applications, 106 were complaints made under s.65(1) or s.65(3) of the FOI Act and 37 were informal or invalid complaints. Nineteen were applications made under ss.66(4) and 66(6) of the FOI Act; four were applications made under ss.13(4) or 13(5) of the FOI Act; and two were applications made under s.35(1) of the FOI Act for waiver of the requirement to consult with third parties, in accordance with the requirements of ss.32 and 33 of the FOI Act. These matters were dealt with by the *Resolution of Complaints (External Review)* team and are reported on as part of the external review output and form the basis of the performance indicators relating to that output.

Eighty three of the applications received by my office in the reporting period were misdirected access applications that were erroneously sent to my office by the access applicant instead of to the relevant agency and nine were requests for advice and/or assistance from my office about matters relating to the FOI Act. These matters were dealt with by the *Advice and Awareness* team and are reported as part of the advice and awareness output and are included, with other things, in the figures which form the basis of the performance indicators relating to that output.

The number of applications received which were properly classified as applications for external review of decisions of agencies was 143. This means that only 1.85% of all applications dealt with by agencies under the FOI Act in the reporting period resulted in complaints being lodged with my office. Of those, the 37 which have been classified as informal/invalid complaints were those in which the complainant sought to make a complaint to my office but the statutory requirements for making a complaint were not met. Those included, for example, matters in which the complainant endeavoured to lodge his or her complaint with me without first seeking internal review from the relevant agency, the complaint was lodged out of time or the complaint was about the manner in which an agency had handled the access application, but was not a complaint about a decision of a kind set out in s.65(1) or s.65(3) of the FOI Act.

An unusual feature of the reporting period was that almost one quarter (26 out of 106) of the total number of valid complaints made to my office were lodged by seven complainants. In most cases, the second or third complaints received from those complainants were in relation to successive access applications made to the same agency by the same complainant.

EXTERNAL REVIEW APPLICATIONS

A total of 168 applications, composed of 143 applications for external review (complaints) and 25 other kinds of applications under the FOI Act, were received in 2004/2005. Table 1 shows the kinds of applications received.

TABLE 1: APPLICATIONS RECEIVED BY THE INFORMATION COMMISSIONER

| APPLICATIONS FOR EXTERNAL REVIEW | NUMBER |
|---|------------|
| Complaints (including informal/invalid) | 143 |
| Section 66(6) applications (No internal review) | 13 |
| Section 66(4) applications (Out of time) | 5 |
| Sections 66(4) and 66(6) applications | 1 |
| Section 35(1): Waiver of requirement to consult | 2 |
| Section 13(4): Applications for reduction of time | 3 |
| Section 13(5): Applications for extension of time | 1 |
| TOTAL | 168 |

COMPLAINTS

Complaints may be made in respect of an agency's decision to:

- refuse access to documents;
- give access to documents;
- give access to edited copies of documents;
- refuse to deal with access applications;
- defer giving access to documents;
- apply section 28 of the FOI Act;
- impose a charge or require the payment of a deposit; or
- not to amend personal information or make a notation as requested.

Table 2 Shows a summary of complaints received by agency type.

TABLE 2: COMPLAINTS RECEIVED (BY AGENCY CATEGORY)

| AGENCY TYPE | COMPLAINTS | | INVALID | | TOTAL | |
|--------------|------------|-----------|-----------|-----------|------------|------------|
| | No. | % | No. | % | No. | % |
| State | 84 | | 29 | | 113 | 79 |
| Minister | 7 | | 1 | | 8 | 6 |
| Local | 15 | | 4 | | 19 | 13 |
| Other | | | 3 | | 3 | 2 |
| TOTAL | 106 | 74 | 37 | 26 | 143 | 100 |

Table 3 details the number of complaints received in 2004/05 and the agencies concerned.

TABLE 3: COMPLAINTS RECEIVED

| AGENCY | COMPLAINTS | INVALID | TOTAL | AGENCY | COMPLAINTS | INVALID | TOTAL |
|--|------------|---------|-------|---|------------|---------|-------|
| Acacia Prison | 1 | | 1 | Land Authority (Landcorp), Western | 2 | | 2 |
| Agriculture, Department of | 1 | | 1 | Land Information, Department of | 1 | | 1 |
| Attorney General; Minister for Health; Electoral Affairs | 1 | 1 | 2 | Legal Aid Western Australia | 1 | | 1 |
| Bayswater, City of | 1 | | 1 | Local Government and Regional Development, Department of | 1 | 1 | 2 |
| Bentley Health Service | 1 | 1 | 2 | Main Roads Western Australia | | 1 | 1 |
| Canning, City of | 1 | | 1 | Mandurah, City of | 1 | | 1 |
| Claremont, Town of | 1 | | 1 | Minister for Local Government and Regional Development; Heritage; The Kimberley, Pilbara and Gascoyne | 1 | | 1 |
| Community Development, Department for | 1 | | 1 | Minister for State Development | 2 | | 2 |
| Consumer and Employment Protection, Department of | 6 | 1 | 7 | Minister for State Development; Energy | 1 | | 1 |
| Deputy Premier; Treasurer; Minister for Energy | 2 | | 2 | Murdoch University | 2 | | 2 |
| Edith Cowan University | 5 | 2 | 7 | Nedlands, City of | 1 | | 1 |

TABLE 3: COMPLAINTS RECEIVED (cont...)

| AGENCY | COMPLAINTS | INVALID | TOTAL | AGENCY | COMPLAINTS | INVALID | TOTAL |
|--|------------|---------|-------|---|------------|-----------|------------|
| Education and Training, Department of | 6 | 2 | 8 | Physiotherapists Registration Board | | 1 | 1 |
| Environment, Department of | 4 | | 4 | Planning and Infrastructure, Department for | 1 | 4 | 5 |
| Fremantle, City of | 1 | | 1 | Police Force of Western Australia | 14 | 10 | 24 |
| Graylands Selby-Lemnos and Special Care Health Service | 2 | | 2 | Public Sector Standards Commissioner, Office of the | 1 | | 1 |
| Great Southern Health Region | | 1 | 1 | Rockingham, City of | 1 | | 1 |
| Guardianship and Administration Board | 1 | | 1 | Roebourne, Shire of | 1 | | 1 |
| Harvey, Shire of | 1 | | 1 | South Perth, City of | 1 | 1 | 2 |
| Health, Department of | 3 | 1 | 4 | South West Development Commission | | 1 | 1 |
| Health Review, Office of | 1 | | 1 | State Administrative Tribunal | 1 | | 1 |
| Housing and Works, Department of | 3 | 1 | 4 | Stirling, City of | 2 | | 2 |
| Industrial Relations Commission, Office | 1 | 1 | 2 | Swan, City of | 1 | | 1 |
| Industry and Resources, Department of | 7 | | 7 | Treasury and Finance, Department of | 2 | | 2 |
| Inquiry into the City of Joondalup | 1 | | 1 | University of Western Australia | 3 | | 3 |
| Insurance Commission of Western | 1 | | 1 | Wanneroo, City of | | 1 | 1 |
| Joondalup, City of | 2 | 2 | 4 | Water Corporation | 3 | | 3 |
| Justice, Department of | 3 | | 3 | Western Power Corporation | 4 | | 4 |
| King Edward Memorial and Princess | | 1 | 1 | Unknown Agency | | 3 | 3 |
| | | | | TOTAL | 106 | 37 | 143 |

OTHER APPLICATIONS

Other applications received fell into the following categories:

- by applicants or third parties to lodge complaints out of time pursuant to section 66(4) or without internal review pursuant to section 66(6), or both;
- by agencies for waiver of the requirement to consult with third parties when processing an application, pursuant to section 35(1); and
- by applicants for reduction of the permitted period of 45 days within which an agency must deal with an application (s.13(4)) and by agencies seeking an extension of the permitted period (s.13(5)).

Twenty five such applications were received in 2004/05, the same number as in the previous year.

A detailed breakdown follows.

TABLE 4: OTHER APPLICATIONS RECEIVED

| AGENCY | OUT OF TIME s.66(4) | NO INTERNA L REVIEW s.66(6) | BOTH s.66(4) & s.66(6) | WAIVER OF REQ'MENT TO CONSULT s.35(1) | REDUCTION OF TIME s.13(4) | EXTENSION OF TIME s.13(5) | TOTAL |
|--|---------------------------|---|------------------------------|---|---------------------------------|---------------------------------|-----------|
| Attorney General; Minister for Health; Electoral Affairs | | | | 1 | | | 1 |
| Augusta-Margaret River, Shire of | | 1 | | | | | 1 |
| Edith Cowan University | | | | | 1 | | 1 |
| Housing and Works, Department of | 1 | 1 | | | | | 2 |
| Insurance Commission of Western Australia | | | | | 1 | | 1 |
| King Edward Memorial and Princess Margaret | | | | | 1 | | 1 |
| Main Roads Western Australia | | | | 1 | | | 1 |
| Minister for Planning and Infrastructure | 1 | | | | | | 1 |
| Peel Development Commission | | | 1 | | | | 1 |
| Planning and Infrastructure, Department for | | 1 | | | | | 1 |
| Police Force of Western Australia | 1 | 8 | | | | | 9 |
| South Perth, City of | | 1 | | | | | 1 |
| South West Health Service | 1 | | | | | | 1 |
| University of Western Australia | | | | | | 1 | 1 |
| Veterinary Surgeons' Board of Western Australia | 1 | 1 | | | | | 2 |
| TOTAL | 5 | 13 | 1 | 2 | 3 | 1 | 25 |

EXTERNAL REVIEW OUTCOMES

A total of 155 applications were finalised during the year. Table 4 shows the types of applications dealt with.

TABLE 5: APPLICATIONS DEALT WITH

| TYPE OF APPLICATION | NUMBER |
|--|------------|
| Complaints (including informal/invalid) | 133 |
| Section 66(4) Out of time | 5 |
| Section 66(6) No internal review | 11 |
| Application for reduction of time | 3 |
| Application for extension of time | 1 |
| Application for Waiver of Requirement to Consult | 2 |
| TOTAL | 155 |

Table 6 shows a summary of the outcomes of complaints finalised during the year, by agency category.

TABLE 6: OUTCOME OF COMPLAINTS FINALISED (BY AGENCY CATEGORY)

| AGENCY TYPE | CONCILIATED | | PUBLISHED DECISION | | DECLINED | | TOTAL | |
|--------------|-------------|-------------|--------------------|-------------|-----------|------------|------------|------------|
| | No. | % | No. | % | No. | % | No. | % |
| State | 80 | | 22 | | 8 | | 110 | 82.7 |
| Minister | 5 | | 0 | | 1 | | 6 | 4.5 |
| Local | 7 | | 3 | | 4 | | 14 | 10.5 |
| Other | 3 | | 0 | | 0 | | 3 | 2.3 |
| Total | 95 | 71.4 | 25 | 18.8 | 13 | 9.8 | 133 | 100 |

It can also be seen from that table that only 20% of complaints concerning decisions of State Government agencies and 22% of complaints concerning decisions of local government agencies required resolution by formal decision. Resolution by conciliation was achieved in 73% of complaints concerning State Government agencies' decisions, 50% of complaints concerning local government agencies' decisions and 84% of complaints concerning decisions by Ministers.

Tables 7 and 8 show details of the outcomes of the complaints dealt with during the year.

A total of 133 complaints were finalised, 25 of which proceeded to a published decision. Of those matters, the agency's decision was confirmed on 18 occasions; varied on 5 occasions; and set aside and substituted on 2 occasions. Of those 133 matters, only 96 were formal complaints, as defined in s.65 of the FOI Act. Of the 96 complaints resolved in 2004/05, 63 (66%) were resolved by conciliation, without the need for a formal decision.

TABLE 7: OUTCOME OF COMPLAINTS FINALISED

| AGENCY | CONCILIATED | PUBLISHED DECISION BY INFORMATION COMMISSIONER | | | DECLINED UNDER s.67(1)(a) & s.67(1)(b)* | TOTAL MATTERS FINALISED |
|--|-------------|--|------------------------|---|---|-------------------------|
| | | AGENCY DECISION CONFIRMED | AGENCY DECISION VARIED | AGENCY DECISION SET ASIDE AND SUBSTITUTED | | |
| Agriculture, Department of | | 1 | | | | 1 |
| Attorney General; Minister for Health; Electoral Affairs | 1 | | | | 1 | 2 |
| Bayswater, City of | | 1 | | | | 1 |
| Bentley Health Service | 2 | | | | | 2 |
| Community Development, Department for | 4 | | | | | 4 |
| Conservation and Land Management, Department of | | 1 | | | 1 | 2 |
| Consumer and Employment Protection, Department of | 4 | 1 | | | | 5 |
| Coorow, Shire of | 1 | | | | | 1 |
| Culture and the Arts, Department of | 2 | | | | | 2 |
| Deputy Premier; Treasurer; Minister for Energy | 1 | | | | | 1 |
| Edith Cowan University | 3 | 3 | | | | 6 |

TABLE 7: OUTCOME OF COMPLAINTS FINALISED (cont...)

| AGENCY | CONCILIATED | PUBLISHED DECISION BY INFORMATION COMMISSIONER | | | DECLINED UNDER s.67(1)(a) & s.67(1)(b))* | TOTAL MATTERS FINALISED |
|--|-------------|---|------------------------------|--|---|-------------------------------|
| | | AGENCY DECISION CONFIRMED | AGENCY DECISION VARIED | AGENCY DECISION SET ASIDE AND SUBSTITUTED | | |
| Education and Training, Department of | 5 | | | | 1 | 6 |
| Environment, Department of | 6 | | 1 | | | 7 |
| Fremantle, City of | | | | | 1 | 1 |
| Graylands Selby-Lemnos and Special Care Health Service | 3 | | | | | 3 |
| Great Southern Health Region | 1 | | | | | 1 |
| Guardianship and Administration Board | | 1 | | | | 1 |
| Harvey, Shire of | | | | | 1 | 1 |
| Health, Department of | 3 | 2 | | | | 5 |
| Health Review, Office of | 1 | | | | | 1 |
| Housing and Works, Department of | | 2 | 1 | | 1 | 4 |
| Industrial Relations Commission, Office of the Registrar | | | | | 1 | 1 |
| Industry and Resources, Department of | 7 | | | 1 | | 8 |
| Inquiry into the City of Joondalup | 1 | | | | | 1 |
| Insurance Commission of Western Australia | | | | 1 | | 1 |
| Joondalup, City of | | | | | 2 | 2 |
| Justice, Department of | 2 | | | | | 2 |
| King Edward Memorial and Princess Margaret Hospitals | 1 | | | | | 1 |
| Land Information, Department of | 1 | | | | | 1 |
| Legal Aid Western Australia | 1 | | | | | 1 |
| Local Government and Regional Development, Department | 2 | | | | | 2 |
| Main Roads Western Australia | 1 | | | | | 1 |
| Mandurah, City of | 1 | | | | | 1 |
| Melville, City of | | 1 | 1 | | | 2 |
| Minister for State Development * | 2 | | | | | 2 |
| Minister for State Development; Energy * | 1 | | | | | 1 |
| Nedlands; City of | 1 | | | | | 1 |
| Physiotherapists' Registration Board | 1 | | | | | 1 |
| Planning and Infrastructure, Department for | 6 | | | | | 6 |
| Police Force of Western Australia | 15 | 1 | | | 3 | 19 |
| Premier and Cabinet, Department of the | | | 1 | | | 1 |
| Public Advocate, Office of the | 1 | | | | | 1 |
| Public Sector Standards Commissioner, Office of the | 1 | | | | | 1 |
| Rockingham, City of | 1 | | | | | 1 |

TABLE 7: OUTCOME OF COMPLAINTS FINALISED (cont...)

| AGENCY | CONCILIATED | PUBLISHED DECISION BY INFORMATION COMMISSIONER | | | DECLINED UNDER s.67(1)(a) & s.67(1)(b)) * * | TOTAL MATTERS FINALISED |
|-------------------------------------|-------------|--|------------------------|---|--|-------------------------|
| | | AGENCY DECISION CONFIRMED | AGENCY DECISION VARIED | AGENCY DECISION SET ASIDE AND SUBSTITUTED | | |
| Sir Charles Gairdner Hospital | 1 | | | | | 1 |
| South Perth, City of | 2 | | | | | 2 |
| South West Development Commission | 2 | | | | | 2 |
| Tourism Commission | | | | | 1 | 1 |
| Treasury and Finance, Department of | 1 | 2 | | | | 3 |
| University of Western Australia | | | 1 | | | 1 |
| Wanneroo, City of | 1 | | | | | 1 |
| Water Corporation | 1 | 1 | | | | 2 |
| Western Power Corporation | 1 | 1 | | | | 2 |
| Unknown Agency | 3 | | | | | 3 |
| TOTAL | 95 | 18 | 5 | 2 | 13 | 133 |

* Listed separately due to the redistribution of Ministerial portfolio responsibilities during the reporting period.

** The Information Commissioner does not deal with a complaint if it is outside jurisdiction or is frivolous, vexatious, misconceived or lacking in substance (section 67 of the Act).

TABLE 8: PUBLISHED DECISIONS

| DECISION NUMBER | COMPLAINANT | RESPONDENT | DECISION DATE |
|-----------------|--|---|---------------|
| D0142004 | Van de Klashorst | Melville, City of | 24/08/04 |
| D0152004 | Lyll | Insurance Commission of Western Australia | 26/08/04 |
| D0162004 | Bartucciottto | Guardianship and Administration Board | 02/09/04 |
| D0172004 | Garcia-Valle | Consumer and Employment Protection, Department of | 13/10/04 |
| D0182004 | Spackman | Environment, Department of | 2/11/04 |
| D0192004 | Mallet | Edith Cowan University | 10/12/04 |
| D0202004 | Mallet | Edith Cowan University | 10/12/04 |
| D0212004 | Williamson | Health, Department of | 16/12/04 |
| D0222004 | Anderson | Water Corporation | 22/12/04 |
| D0232004 | Bowden | Housing and Works, Department of | 22/12/04 |
| D0012005 | Hancock Prospecting Pty Ltd | Industry and Resources, Department of | 25/01/05 |
| D0022005 | Rhodes | Agriculture, Department of | 15/02/05 |
| D0032005 | Bowden | Housing and Works, Department of | 18/03/05 |
| D0042005 | Mahony | Melville, City of | 30/03/05 |
| D0052005 | Conservation Council of Western Australia Inc. | Conservation and Land Management, Department of | 08/04/05 |
| D0062005 | Michail | Housing and Works, Department of | 18/04/05 |
| D0072005 | Mallet | Edith Cowan University | 11/05/05 |

TABLE 8: PUBLISHED DECISIONS (cont...)

| DECISION NUMBER | COMPLAINANT | RESPONDENT | DECISION DATE |
|-----------------|--------------------------------|--|---------------|
| D0082005* | Schatz | Treasury and Finance, Department of | 13/05/05 |
| D0092005 | Manning | University of Western Australia | 26/05/05 |
| D0102005 | West Australian Newspapers Ltd | Western Power Corporation | 30/05/05 |
| D0112005 | "T" | Health, Department of | 09/06/05 |
| D0122005 | Wills | Premier and Cabinet, Department of the | 10/06/05 |
| D0132005 | West Australian Newspapers Ltd | Bayswater, City of | 10/06/05 |
| D0142005 | Fabbri | Police Force of Western Australia | 29/06/05 |

* Please note that two applications were decided by D0082005

OTHER MATTERS

There were 22 other applications finalised this year. They were applications to make a complaint out of time (s.66(4)) or where internal review had not been applied for or had not been completed (s.66(6)); applications for waiver of the requirement to consult third parties (s.35(1)); applications for a reduction of the permitted time for an agency to deal with an access application (s.13(4)); applications for an extension of the permitted time for an agency to deal with an access application (s.13(5)). These, together with the outcomes, are shown in Table 9.

TABLE 9: OUTCOME OF OTHER APPLICATIONS FINALISED

| AGENCY | NO INTERNAL REVIEW | | | OUT OF TIME s.66(4) | | | REDUCTION OF TIME s.13(4) | | | EXTENSION OF TIME S.13(5) | | | WAIVER OF REQUIREMENT TO CONSULT | | | TOTAL MATTERS FINALISED |
|--|--------------------|----------|----------|---------------------|----------|---|---------------------------|---|----------|---------------------------|---|---|----------------------------------|----------|---|-------------------------|
| | A | R | C | A | R | C | A | R | C | A | R | C | A | R | C | |
| Attorney General; Minister for Health; Electoral Affairs | | | | | | | | | | | | | 1 | | | 1 |
| Edith Cowan University | | | | | | | 1 | | | 1 | | | | | | 2 |
| Housing and Works, Department of | | 1 | | 1 | | | | | | | | | | | | 2 |
| Insurance Commission of Western Australia | | | | | | | 1 | | | | | | | | | 1 |
| King Edward Memorial and Princess Margaret Hospitals | | | | | | | 1 | | | | | | | | | 1 |
| Main Roads Western Australia | | | | | | | | | | | | | 1 | | | 1 |
| Minister for Planning and Infrastructure | | | | | 1 | | | | | | | | | | | 1 |
| Planning and Infrastructure, Department of | 1 | | | | | | | | | | | | | | | 1 |
| Police Force of Western Australia | | 2 | 6 | | 1 | | | | | | | | | | | 9 |
| South West Health Service | | | | | 1 | | | | | | | | | | | 1 |
| Veterinary Surgeons' Board of Western Australia | | 1 | | 1 | | | | | | | | | | | | 2 |
| TOTAL | 1 | 4 | 6 | 3 | 2 | | 3 | | 1 | | | | 1 | 1 | | 22 |

Key: A—Approved; C—Conciliated; R—Refused

APPEALS TO THE SUPREME COURT

One appeal from a decision I made was filed with Supreme Court of Western Australia during the past year and was determined by the Supreme Court of Western Australia in June 2005. In *Department of Housing and Works v Bowden* [2005] WASC 123, the Supreme Court upheld the Department's appeal against my decision, set aside my decision and decided that the documents the subject of my decision were exempt documents under clause 7 (legal professional privilege) of Schedule 1 to the FOI Act.

Last year I also reported that there was one outstanding appeal still before the Supreme Court arising from a decision of the former Information Commissioner. That appeal, *Re Thompson and Department of Agriculture* WAICmr [2002] 26, has not yet been heard by the Supreme Court.

ADVICE AND AWARENESS

The *Advice and Awareness* team provides members of the public and agencies with advice and assistance in exercising their respective rights and obligations and how to follow the correct procedures for making or dealing with an application under the FOI Act. Policy development within agencies is encouraged so that the impact of the obligations imposed on agencies by the FOI Act on their day-to-day operations is minimised. Many potential disputes are resolved informally with the assistance of my staff.

The team undertakes the following functions:

- training courses for agency staff;
- targeted workshops/seminars;
- provision of assistance, briefings and advice to agencies on the processes required by the FOI Act;
- visits to country regions;
- provision of advice and assistance to members of the public on the procedure for exercising their rights under the FOI Act;
- briefings to community groups;
- production of articles providing advice and guidance on the workings of the FOI Act;
- distribution of brochures to assist applicants;
- answering enquiries by e-mail, telephone or at the counter;
- dealing with general correspondence;
- maintenance of statistical data and other information to assist in reporting to Parliament; and
- executive support including matters relating to the management and funding of the office.

TRAINING COURSES AND BRIEFINGS

The office is proactive in raising the awareness and understanding of the procedures and processes prescribed by the FOI Act. Apart from requests received for training or assistance, needs in the public sector are identified from a survey of agencies. Due to staff turnover, there is a periodic need in agencies for new staff to be briefed on the FOI process and their obligations. This is done by conducting special forums, briefings, seminars, or presentations for FOI Coordinators and decision-makers. These are conducted on an interactive basis, allowing for immediate response to questions and clarification of issues concerning FOI procedures and practices. The office provides a speaker in response to an invitation from any organisation requiring an explanation of the FOI process.

FOI Coordinator Workshops

Workshops are scheduled based on the level of demand and are conducted by the office, at no charge to the agencies.

Six one-day FOI Coordinator workshops were held during the year in the metropolitan and regional areas. The course introduces participants to the FOI legislation and the requirements which must be observed during the processing and deciding of an application. Each session covers requests for information and the process to follow; exemptions; third party consultation; fees and charges; notices of decision; and the role of the Information Commissioner. Participants have the opportunity to raise issues of concern and have the process explained to them in a practical way. Participants meet staff of this office who can be contacted should they require assistance when dealing with FOI requests. A comprehensive manual is provided to each participant at the course, for future reference.

A benefit of the shared resources since collocation with other accountability agencies is that we were able to host all the FOI Coordinators Workshops in 2004/05 at our own premises. In previous years, the workshops were hosted at the premises of various State and local government agencies who kindly offered the use of a venue. Feedback from participants who attended the workshops was very positive.

Decision-makers

The half-day decision-makers course assists staff in agencies, including senior managers who may have to be the decision-maker in respect of an application. It covers the options available to agencies when responding to large applications; assisting an applicant re-define the scope of the application; recommended procedures before refusing to deal with an application; the process of decision-making; exemptions; the public interest test; the preparation of a notice of decision that complies with the FOI Act; and the internal and external review processes. Attendees also establish contact with staff of my office who may be called for advice in the future, which is especially useful for those agencies which do not receive many applications. Three of these were conducted in 2004/05, attended by a total of 29 officers of State Government agencies and 27 officers of local government agencies.

FOI Briefings

A number of formal briefings, presentations and training sessions were conducted throughout the year under review. Those given by the A/Commissioner personally were:

- an informal briefing to the Public Administration Committee of the Legislative Council of the Parliament (20 September 2004);
- three lectures to Administrative Law Students at the University of Western Australia (October 2004);
- an address to new Members of Parliament on the operation of the FOI Act and the role of the Information Commissioner (16 March 2005);
- presentation on the confidentiality provisions of the FOI Act at an IPAA seminar entitled "Comply with Confidence" (7 April 2005);
- talk to the CEOs and staff of the other collocated accountability agencies on FOI and the role of the Information Commissioner (14 April 2005);
- briefing on the Information Commissioner model to the Director of the Centre for the Implementation of Public Policies Promoting Equity and Growth (CIPPEC), Argentina, by telephone link to the Department of Foreign Affairs and Trade in Canberra (22 April 2005);

- workshop for FOI practitioners in Argentina (participated as international guest) on “implementation of access to information policies” (27 April 2005);
- address to International Seminar on Access to Public Information, held in Buenos Aires, Argentina (28 April 2005); and
- FOI Coordinator’s Workshop, with the Advisory/Projects Officer (15 June 2005).

General briefings are tailored in each case to meet the needs of applicants or agencies. Other briefings given by staff of the office are shown in Table 10.

TABLE 10: FORMAL TRAINING AND PRESENTATIONS

| DATE | PRESENTATION STYLE | AUDIENCE |
|------------------|---------------------------|--|
| 27 July 2004 | FOI Briefing | <i>Office of the Auditor General</i> |
| 28 July 2004 | FOI Coordinators Workshop | <i>Officers from State and local government agencies</i> |
| 30 July 2004 | FOI Briefing | <i>Balga Campus of Swan TAFE</i> |
| 06 August 2004 | FOI Briefing | <i>City of Melville</i> |
| 27 August 2004 | FOI Coordinators Workshop | <i>Officers from State and local government agencies</i> |
| 31 August 2004 | Decision-makers Forum | <i>Officers from State and local government agencies</i> |
| 19 October 2004 | FOI Briefing | <i>Office of Racing, Gaming & Liquor</i> |
| 19 November 2004 | FOI Coordinators Workshop | <i>Officers from State and local government agencies</i> |
| 08 December 2004 | Decision-makers Forum | <i>Officers from State and local government agencies</i> |
| 24 January 2005 | FOI Briefing | <i>Shire of Augusta/Margaret River (Councillors)</i> |
| 25 January 2005 | FOI Briefing (1) | <i>Shire of Augusta/Margaret River (Staff)</i> |
| 25 January 2005 | FOI Briefing (2) | <i>Shire of Augusta/Margaret River (Staff)</i> |
| 21 February 2005 | FOI Coordinators Workshop | <i>Officers from State and local government agencies</i> |
| 16 March 2005 | Decision-makers Forum | <i>Officers from State and local government agencies</i> |
| 22 March 2005 | FOI Briefing | <i>FOI Coordinators Group held at Department of Industry & Resources</i> |
| 24 April 2005 | FOI Coordinators Workshop | <i>Officers from State and local government agencies</i> |
| 15 June 2005 | FOI Coordinators Workshop | <i>Officers from State and local government agencies</i> |
| 30 June 2005 | FOI Briefing | <i>State Records Office</i> |

In this financial year six ‘FOI Coordinators Workshops’ were conducted. Officers from the following agencies attended (number in attendance shown in brackets):

| | | |
|---|---|------------------------------------|
| Bentley Health Service (1) | Department of the Premier & Cabinet (1) | Public Transport Authority (1) |
| City of Canning (2) | Department of Treasury & Finance (6) | Shire of Dandaragan (1) |
| City of Mandurah (2) | Drug & Alcohol Authority (1) | Shire of Serpentine/Jarrahdale (1) |
| City of Stirling (3) | Edith Cowan University (8) | Swan Health Services (1) |
| Department Conservation and Land Management (2) | Fisheries Department (1) | Town of Bassendean (1) |
| Department for Community Development (1) | Forest Products Commission (1) | Town of Cottesloe (1) |

| | | |
|--|---|-------------------------------|
| Department of Consumer & Employment Protection (6) | Department of Health (1) | Town of East Fremantle (1) |
| Department of Education & Training (12) | Medical Board (2) | Town of Victoria Park (1) |
| Department of Environment (3) | Murdoch University (1) | University of WA (2) |
| Department of Housing & Works (2) | Narrogin Hospital (1) | Valuer General's Office (1) |
| Department of Indigenous Affairs (1) | Office of Health Review (1) | West Coast TAFE (1) |
| Department of Industry & Resources (3) | Office of the Public Sector Standards Commissioner(1) | Western Power Corporation (1) |
| Department of Justice (1) | Peel Development Commission (1) | |
| Department of Land Information (2) | Perth Zoo (1) | |

Three ‘Decision-makers Forums’ were held and included officers from the following agencies:

| | | |
|--|---|--|
| City of Fremantle (1) | Department of Consumer & Employment Protection (13) | Department of Planning & Infrastructure (2) |
| City of Mandurah (2) | Department of Education (5) | Murdoch University (1) |
| City of Rockingham (24) | Department of Environment (1) | Office of the Minister for the Environment (1) |
| Department of Conservation & Land Management (2) | Department of Industry & Resources (2) | Workcover (2) |

WEB SITE AND ELECTRONIC COMMUNICATIONS

The office web site (www.foi.wa.gov.au) contains an extensive amount of information about the FOI process. It is structured into sections including: *What is FOI?* which describes the objects of the FOI Act; *Publications* which contains the FOI Act and Regulations, brochures and articles giving guidance on the FOI process; *Frequently Asked Questions (FAQ's)* which contains guides to some of the most frequently cited exemption clauses; *Need Help with FOI?*; *About the Information Commissioner*; and *Decisions* which contains searchable copies of all formal decisions made on complaints.

The web site allows searches of published decisions to be conducted in a variety of ways, such as searching by agency or complainant name; by exemption clause or section of the FOI Act; by catchword; and many more. This is a valuable resource for agencies and members of the public to research the interpretation given to particular exemptions and sections of the FOI Act. Such ready access to precedents contributes to a higher level of understanding and application of the legislation by decision-makers.

From next year on, it is proposed also to include summaries of selected conciliated complaints to give agencies and members of the public some idea of alternative means of dealing with applications and resolving complaints.

There are also links to other related web sites. A section containing *What's New/Training* contains the latest news and training information available. *Contact Us* provides address, telephone, facsimile and e-mail information.

We have received positive feedback about our web site, particularly for its user-friendly links and the

amount of information readily available. There has been a steadily increasing number of user sessions, which illustrates a high level of interest in FOI generally; in the process to follow in making an application; and in my published decisions. Any suggestions regarding the site or resources available online are welcome and appreciated: please send them to info@foi.wa.gov.au.

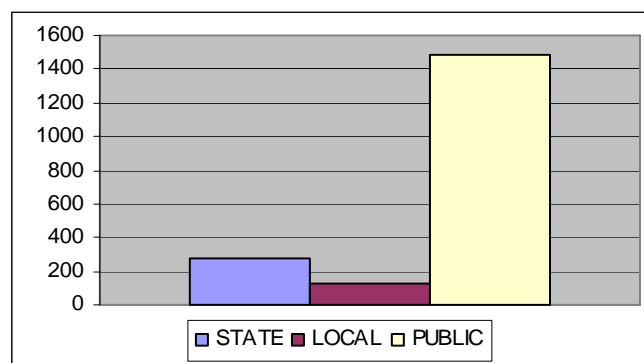
E-mail is utilised by the Office wherever possible. Data, such as annual statistics from agencies and responses from participants to surveys of satisfaction levels, is also obtained through this medium where possible or via forms which can be completed and submitted online through our website.

TELEPHONE ENQUIRIES

There were 1,899 telephone calls received during the year (1,845 in 2003/04). Over 78% of telephone calls received (74% in 2003/04) were from members of the public seeking advice on how to make an application, or to enquire about or confirm their review rights. The balance were from officers of State and local government agencies seeking assistance in dealing with access applications or advice regarding other statutory obligations under the Act.

Approximately 50% of the time expended on telephone calls was spent advising agencies of the FOI process and responding to their enquiries.

FIGURE 5: TOTAL TELEPHONE CALLS



State 277; local 126; public 1486

WRITTEN ENQUIRIES

In recent years, written requests for advice and misdirected access applications have been included in the figures for complaints received and dealt with. As indicated elsewhere in this report, as a result of a review of the manner in which we record and report on our work and the calculation of our performance indicators, these matters are now separately identified and reported on as part of the Advice and Awareness output as they are dealt with almost exclusively by members of the Advice and Awareness team. The average turnaround time for responses to written enquiries of this nature is two days.

There were 173 written enquiries received and dealt with during the year. Ninety four were received by posted letter and 79 by email. Twenty four were received from officers of agencies and 149 from members of the public. Of those, 83 were misdirected access applications which should have been sent to the agency holding the documents sought and 90 were requests for advice. All of these resulted in advice being given to the correspondent as to the proper procedures to be followed. In some cases, where the enquiry was from an applicant concerning a particular application, enquiries were also made with the agency concerned to ascertain the status of the application to assist this

office in responding helpfully to the applicant and, if necessary, advice was also given to the agency in those cases.

The agencies the subject of the greatest number of misdirected applications (Police Force of Western Australia and Department of Justice) were contacted and steps that could be taken to ensure that people seeking to make applications to those agencies are properly advised how to go about it were discussed. Most of the misdirected applications relating to the Department of Justice (the 'DOJ') were from prisoners. The DOJ reviewed its application form given to prisoners and now includes clear details of where they must send their completed applications. The main cause of misdirected applications relating to the Police Service appears to have been police officers in police stations referring applicants to my office rather than to the Police Service's FOI Unit. The Officer in Charge of the Police FOI Unit subsequently circularized all police stations, as he has done previously, advising of the correct procedure.

Table 11 shows a summary of applications that were mistakenly directed to this office instead of to the agency holding the documents.

TABLE 11: MISDIRECTED APPLICATIONS RECEIVED

| AGENCY | TOTAL | AGENCY | TOTAL | AGENCY | TOTAL |
|---------------------------------------|-------|---|-------|----------------------------|-----------|
| Armadale Health Service | 2 | Indigenous Affairs, Department of | 1 | Royal Perth Hospital | 1 |
| Bunbury, City of | 1 | Justice, Department of | 26 | Stirling, City of | 1 |
| Community Development, Department | 4 | Land Information, Department of | 1 | WorkSafe Western Australia | 1 |
| Education and Training, Department of | 2 | Planning and Infrastructure, Department | 2 | Unknown Agency | 6 |
| Housing and Works, Department of | 1 | Police Force of Western Australia | 33 | TOTAL | 82 |

ADMINISTRATION

The functions I am required to perform result in the development and delivery of a range of services to the public, agencies and Parliament:

- complaint resolution;
- advice about the FOI Act and procedures;
- publication of decisions made by the Information Commissioner;
- distribution of awareness raising and educational material;
- talks and information sessions for community groups;
- free call telephone line for country callers;
- web site at <http://www.foi.wa.gov.au>;
- telephone advisory service;
- FOI training sessions;
- specifically tailored meetings or advisory sessions for agencies; and
- annual report on the workings of the legislation.

The Office has a Customer Service Charter and Code of Conduct, which all staff are required to observe. Copies are available on request.

Performance Standards have been established to ensure that all staff undertake their duties in a manner that is a credit to the professional and independent status of the Office.

STAFF CHANGES

As a result, in the main, of changing needs of the office following the move to shared accommodation with other accountability agencies in June 2004, the position of Executive Director was abolished and the occupant, Mr Bruce Denham, accepted voluntary redundancy.

Ms Rachel Crute (Legal Officer, Research and Investigations) was seconded to the Office of the Ombudsman for part of the year and, in a reciprocal arrangement with the Ombudsman, Ms Jo Merrick was seconded to this Office for a period of 6 months, to act in the position of Legal Officer, Research and Investigations.

Mr Tony Pruyn, Senior Investigations Officer, was seconded to the Corruption and Crime Commission for a period of 7 weeks to assist in the Commission's investigation into "Protecting Personal Data in the Public Sector".

SUPPORT SERVICES

Corporate service support, consisting of financial and human resources services including workplace safety, disability services, equal opportunity employment and language services when required, is provided by the Department of Justice under a service agreement. Due to the small size of the office, human resource reporting requirements are met by the Department. The assistance provided by relevant staff of the Department of Justice is acknowledged and appreciated.

COMPLIANCE WITH OTHER ACTS

Compliance with legislative and associated reporting requirements which apply to the office and are not dealt with elsewhere in this report is reported below.

Disability Services Act 1993 (s.29): Development of a Disability Services Plan was not initiated pending, firstly, collocation which required moving premises and, secondly, the proposed amalgamation of the offices of Information Commissioner and Ombudsman. However, now that collocation has occurred but the timeframe for amalgamation remains uncertain, it is proposed to seek advice from the Disability Services Commission and initiate development of a plan in 2005/06.

Electoral Act 1907 (s.1752E): There was no expenditure incurred on advertising, market research polling, direct mail or media advertising activities during the year.

Equal Opportunity Act 1984 (s.145): An updated Equal Opportunity Plan was submitted in September 2003 and is effective to 2008. The office has developed strategies for EEO outcomes so no action in this area was required in the reporting period. Other than one short-term secondment, no recruitment was undertaken in the reporting period and the equity and diversity profile of the office remains unchanged. The office currently has only 10 officers, including the CEO. Seven (70%), including the CEO, are women and three (30%) are men. One is part-time and there is a diversity of backgrounds, including one officer from a non-English speaking background.

Occupational Health Safety and Welfare Act 1984: No health or safety issues arose for attention and there were no lost time incidents.

Public Interest Disclosure Act 2003 (s.23(1)(f)): On the retirement of the nominated PID officer, a new PID officer was appointed. Staff were advised of the new appointment, reminded of the existence of the PID legislation and process, the location of the office's procedure documents and the

procedural options available. No public interest disclosures were made in the reporting period.

State Records Act 2000 (s.61 and State Records Commission Standards - Standard 2, Principle 6): The office Record Keeping Plan was approved by the State Records Office in November 2003. At the same time, an “Internal Procedures Manual for Records Management” was also created and made available to all staff in hard copy and on the office intranet. Staff were brought up to date on the correct record keeping process at that time, and those processes have not changed. Any new staff (of which there has only been one since 2003) are provided with a copy of this manual. Due to the small size of the office and the relatively small amount of incoming and outgoing correspondence, the record keeping practices of the office are simple, yet effective.

Also in 2003, the office administrative record keeping system was redesigned to adhere to the Keyword AAA record keeping system, and as part of that process the office administrative and functional thesaurus was created. All administrative files were closed on 1 January 2003 and records from that date are now filed as set out in the thesaurus. The office records manager has the responsibility of making sure all records are properly logged and filed. Training for other staff members on this process will be conducted in the first half of 2005/06. The records manager (and select other staff) have attended workshops and seminars centering on records management issues, and further staff instruction on the record keeping practices of the office will be conducted when the Record Keeping Plan is reviewed in 2008, as required by the State Records Office.

Government Policies

The office endeavours to comply with government policies insofar as they do not interfere with or compromise the independence of the operation of the office from executive government. Those on which action was taken in the reporting period are reported below.

Waste paper recycling: The office has always had a practice of recycling waste paper, cardboard, glass, plastics and aluminium. New arrangements to continue that practice since relocation are presently being organised.

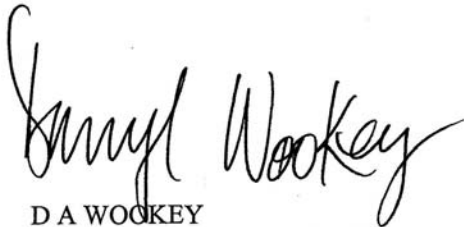
Energy Smart: As an office of less than 25 FTEs the office is not required to report on energy saving initiatives. However, jointly with the other State public sector agencies with which the office is colocated (the Ombudsman, the Office of Health Review and the Commissioner for Public Sector Standards) the office has implemented the limited energy saving strategies that can practically be implemented given the nature of our operations.

PERFORMANCE INDICATORS

OFFICE OF THE INFORMATION COMMISSIONER

CERTIFICATION OF PERFORMANCE INDICATORS

I hereby certify that the performance indicators are based on proper records, are relevant and appropriate for assisting users to assess the performance of the Office of the Information Commissioner and fairly represent the performance of the Office of the Information Commissioner for the financial year ended 30 June 2005.

A handwritten signature in black ink, appearing to read 'D A Wockey', written in a cursive style.

D A WOKEY
A/INFORMATION COMMISSIONER

15th August 2005

PERFORMANCE INDICATORS 2004/2005

DESIRED OUTCOME

Access to documents and observance of processes in accordance with the *Freedom of Information Act 1992* ('the FOI Act').

DESCRIPTION

Under the FOI Act, the main function of the Information Commissioner is to provide independent external review of agencies' decisions by dealing with complaints about decisions made by agencies under the FOI Act. The Information Commissioner's other responsibilities under the FOI Act include:

- ensuring that agencies are aware of their responsibilities under the FOI Act;
- ensuring members of the public are aware of the FOI Act and their rights under it;
- providing assistance to members of the public and agencies on matters relevant to the FOI Act; and
- recommending to Parliament legislative or administrative changes that could be made to help the objects of the FOI Act be achieved.

The Office of the Information Commissioner ('the Office'), which is made up of the Information Commissioner and the staff appointed to assist the Information Commissioner under delegated authority, undertakes these functions with two outputs.

Output 1: Resolution of Complaints.

Output 2: Advice and Awareness.

The intent of the FOI Act is to ensure that proceedings on external review are conducted with as little formality and technicality as the requirements of the FOI Act and proper consideration of the matters before the Information Commissioner permit. Therefore, when dealing with complaints, the policy of the Office is to ensure that wherever possible the conduct of proceedings are not unduly legalistic or formal. Accordingly, the preferred method of resolving complaints is by negotiating a conciliated outcome between the parties. However, where a conciliated outcome cannot reasonably be achieved, the Information Commissioner is required to make a determination by publishing a written decision with reasons.

Officers delivering the Advice and Awareness output also emphasise the spirit of the FOI Act when delivering advisory services. Wherever possible, agencies are either encouraged to release information outside the FOI process where it is reasonable to do so or, where necessary, to follow the correct processes for dealing with an access application or application for amendment of personal information under the FOI Act. Policy development within agencies is encouraged so that the impact of the obligations placed on agencies by the FOI Act on the day-to-day operations of those agencies is minimised. Many potential disputes are also resolved informally with assistance from the Office.

The Performance Indicators ('the PIs') of the Office detailed below have been designed to reflect the satisfaction of parties who utilise the services of the Office, show the extent to which conciliation is achieved and measure efficiency by relating workload to costs. There are three Effectiveness PIs and two Efficiency PIs, which are summarised below:

Effectiveness performance indicators

1. Satisfaction of parties with external review process.
2. Satisfaction of agencies with advice and guidance provided.
3. The extent to which complaints were resolved by conciliation.

Efficiency performance indicators

4. Average cost of external reviews finalised
5. Average cost of advisory services delivered per recipient

REVIEW

In the Foreword to 2004 Annual Report it was stated that “[a]fter the first decade of operation of the legislation and the office, I consider it timely to review the measures by which we assess our performance and the recording and reporting of our work. I propose to do that in the forthcoming year. For consistency with previous reporting, this year I have reported on complaints received and dealt with by my office, classified as they have been in recent years. In the future I would propose to review the classification of some matters and report in more detail as to the nature of the matters received and dealt with.”

Having completed a review of the PIs, it has been decided to retain all five PIs. However, it has been decided to change the method of calculation for each of the two Efficiency PIs so that the average cost for each output more accurately reflects the current operations of each output in the Office. It has also been decided to change the method of calculating the third of the Effectiveness PIs, which relates to the conciliation rate of complaints. The calculation method for each of those PIs is consistent with the comments in last year’s Annual Report, as cited above.

As 2005 will be the transition year for the reporting of the PIs, the three PIs the subject of a revised calculation method will be reported on using both the new and the old calculation methods. From next year figures arrived at by using the old calculation method will no longer be reported.

The amendments to the PIs were effected with advice from, and in consultation with, the Office of the Auditor General. I have also taken into consideration the provisions of Amended Treasury Instruction 904 when undertaking the review of the PIs.

1. EFFECTIVENESS PERFORMANCE INDICATORS

1.1 Satisfaction of parties with external review process

| | 2001 | 2002 | 2003 | 2004 | 2005 |
|---------|------|------|------|------|------|
| Target | 87% | 90% | 90% | 90% | 90% |
| Outcome | 92% | 86% | 85% | 86% | 86% |

The above indicator shows the level of satisfaction with the external review process by the parties to each of the complaints finalised during the year.

A Post Review Questionnaire (PRQ) is sent to the parties to an external review to seek their views on whether there was an independent, objective and fair hearing with an emphasis on user-friendly processes which met their needs. Three key questions are asked:

1. Were you satisfied with the external review process?
2. Do you consider that you were kept adequately informed regarding the progress of your case?
3. Was the officer assigned to your case professional in his or her dealings with you?

A PRQ was sent to each of 171 parties who participated in an external review process following finalisation of the review process. Of the 171 PRQs sent, 98 participants (57%) responded by returning a completed PRQ. 58 responses were received from agencies and 40 were received from complainants. This represents a standard error of 6.47% at the 95% confidence level.

The outcome of answers to question 1 above is used to calculate this indicator. The answers to questions 2 and 3 are also used by the Office, but for internal performance management of complaints officers. Information in response to all three questions is taken into account when reviewing external review procedures.

Of the 98 respondees, 84 (86%) answered 'yes' to question 1 and confirmed that they were satisfied with the external review process.

1.2 Satisfaction of agencies with advice and guidance provided

| | 2001 | 2002 | 2003 | 2004 | 2005 |
|---------|------|-------|------|------|------|
| Target | 98% | 98% | (a) | 98% | (a) |
| Outcome | (a) | 98.5% | (a) | 100% | (a) |

The Advice and Awareness section of the Office provides a range of advisory services. Those services are provided indirectly through published information material and the internet website of the Office. Advice is also given in person by telephone, email, counter inquiries and through group training presentations and briefings.

(a) *Until 2000, surveys of agencies were undertaken annually. At that time the results indicated a consistently high level of satisfaction. Therefore, in order to reduce the burden on agencies the survey has since been conducted biennially. In 2004 the survey was sent to 284 agencies and 170 (60%) responded. This represents a standard error of 4.76% at the 95% confidence level. A survey was not conducted this year.*

Note: A survey of all designated FOI Contact Officers at agencies will be conducted at the end of 2005/06 and the practice of biennial surveys will be reviewed. Depending on the outcome of that review, the survey may again be conducted on an annual basis thereafter.

1.3 The extent to which complaints were resolved by conciliation

The external review model adopted by the Office emphasizes informal resolution processes such as negotiation and conciliation, wherever possible. If a complaint cannot be resolved by conciliation between the parties to the complaint, the Information Commissioner is required to make a decision.

The PI set out in 1.3 is designed to represent the success rate of the preferred resolution method. Therefore, the PI shows, as a percentage, those complaints finalized by conciliation as opposed to those complaints that required a decision by the Information Commissioner.

In the past, this PI was calculated by identifying all complaints where the outcome was recorded as

conciliated – adding all informal matters resolved – then dividing by the total number of matters (of all types) resolved.

It has been decided that this method of calculating the PI does not accurately reflect the current operations of the Office. Therefore, it is proposed to only show the conciliation rate of “complaints” and exclude other matters dealt with by the Office from the calculation of the PI.

New Calculation method

| | 2005 | | | | |
|---------|------|--|--|--|--|
| Target | n/a | | | | |
| Outcome | 66% | | | | |

In total, 249 matters of all types were finalised by the Office in 2004/05. However, of those 249 matters, only 96 of those matters were complaints, as defined in s.65 of the FOI Act. 63 of the 96 complaints resolved in 2004/05 were resolved by conciliation. That is, as a result of the negotiations conducted by the Office the parties agreed that no issues remained in dispute that required a decision by the Information Commissioner. This method will be used again next year and a comparison to this year will be reported.

Old Calculation method

| | 2001 | 2002 | 2003 | 2004 | 2005 |
|---------|------|------|-------|-------|------|
| Target | 70% | 70% | 70% | 70% | 65% |
| Outcome | 61% | 60% | 61.5% | 71.7% | 78% |

Using the old method, this PI would have been calculated by dividing the number of all matters resolved by the office in 2004/05, where a determination was not made (194) as a percentage of all matters resolved (249). This method will no longer be used.

2. EFFICIENCY PERFORMANCE INDICATORS

The Office operates with 10 FTE’s to deliver services under the two main functions described in the FOI Act. As the primary function of the Office is to deal with complaints received under the FOI Act, approximately 70% of the Office resources are allocated to the complaint resolution (external review) function. The other main function of the Office is to provide advisory services to agencies and to the public. About 30% of the Office resources are allocated to the delivery of advice and awareness services.

Output 1 – Resolution of Complaints Average cost of external reviews finalised

New Calculation method

Included in calculating this PI are only those matters dealt with by the Resolution of Complaints section of the Office in 2004/05 which were technically formal “complaints” (see s.65 of the FOI Act) and applications that required a determination under the FOI Act rather than general complaints or requests for assistance. In previous years, all matters that were dealt with by the Office, including matters that were not technically “complaints”, were also included as part of the total output. General

requests for assistance or the intervention of the Office, including misdirected applications, will now be reported on as part of the output of the Advice and Awareness Services. Most of those kinds of matters are dealt with by officers in the Advice and Awareness section of the Office. By including only those matters that are technically complaints and applications that may require a determination and excluding those other matters dealt with by the Office, the unit cost per matter dealt with by the Office under the Resolution of Complaints output will necessarily increase.

| | 2005 | | | | |
|--------|--------|--|--|--|--|
| Budget | n/a | | | | |
| Actual | \$5413 | | | | |

The above table reflects the costs incurred in resolving complaints and applications (eg. To lodge a complaint out of time; permission not to consult; etc.) that may require a determination. It is calculated by dividing the number of complaints and applications resolved by the office in 2004/05 (155) into the net accrual cost for the Resolution of Complaints output (\$838,940 - as advised by DOJ). This method will be used again next year and a comparison to this year will be reported.

| | 2001 | 2002 | 2003 | 2004 | 2005 |
|--------|--------|--------|--------|--------|--------|
| Budget | \$3552 | \$4779 | \$4642 | \$4325 | \$4360 |
| Actual | \$5321 | \$4206 | \$4645 | \$4812 | \$3369 |

Using the old method, this PI would have been calculated by dividing the number of all matters resolved by the Office in 2004/05 (249) into the net accrual cost for the Resolution of Complaints output (\$838,940 - as advised by DoJ). This method will no longer be used.

Variations in the actual and budget average cost are due primarily to fluctuations in the number of matters received and resolved in particular financial years.

Output 2 – Advice and Awareness Services

Average cost of advisory services delivered per recipient

New Calculation method

In previous years, the total output cost for delivering the advice and awareness service of the Office was divided by the number of applications lodged at agencies (ie. not applications to, or matters dealt with by, the Office).

This year the output units will be a total of those recorded by the Office where direct advisory services were provided. Those units will consist of a total of all telephone calls attended, email advice given, counter inquiries attended, recipients of training and briefings and those other matters dealt with and previously reported as part of the resolution of complaints output.

| | 2005 | | | | |
|--------|-------|--|--|--|--|
| Budget | n/a | | | | |
| Actual | \$184 | | | | |

The table above reflects the average cost of providing advice and awareness services to recipients. It is calculated by dividing the total number of recipients of advice and awareness services by the Office in 2004/05 (2367) into the net accrual cost for the Advice and Awareness output (\$434,623 - as

PERFORMANCE INDICATORS continued

advised by DOJ). This method will be used again next year and a comparison to this year will be reported.

Old Calculation method

| | 2001 | 2002 | 2003 | 2004 | 2005 |
|--------|------|------|------|------|------|
| Budget | \$75 | \$60 | \$58 | \$54 | \$55 |
| Actual | \$68 | \$56 | \$57 | \$57 | \$56 |

Using the old method, this PI would have been calculated by dividing the number of all applications received by agencies (7823) into the net accrual cost for the Advice and Awareness output (\$434,623 as advised by DOJ). This method will no longer be used.



AUDITOR GENERAL

INDEPENDENT AUDIT OPINION**To the Parliament of Western Australia****OFFICE OF THE INFORMATION COMMISSIONER
PERFORMANCE INDICATORS FOR THE YEAR ENDED 30 JUNE 2005****Audit Opinion**

In my opinion, the key effectiveness and efficiency performance indicators of the Office of the Information Commissioner are relevant and appropriate to help users assess the Office's performance and fairly represent the indicated performance for the year ended 30 June 2005.

Scope***The Information Commissioner's Role***

The Information Commissioner is responsible for developing and maintaining proper records and systems for preparing performance indicators.

The performance indicators consist of key indicators of effectiveness and efficiency.

Summary of my Role

As required by the Financial Administration and Audit Act 1985, I have independently audited the performance indicators to express an opinion on them. This was done by looking at a sample of the evidence.

An audit does not guarantee that every amount and disclosure in the performance indicators is error free, nor does it examine all evidence and every transaction. However, my audit procedures should identify errors or omissions significant enough to adversely affect the decisions of users of the performance indicators.

D D R PEARSON
AUDITOR GENERAL
30 September 2005

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FINANCIAL STATEMENTS

OFFICE OF THE INFORMATION COMMISSIONER

CERTIFICATION OF FINANCIAL STATEMENTS
FOR THE YEAR ENDED 30 JUNE 2005

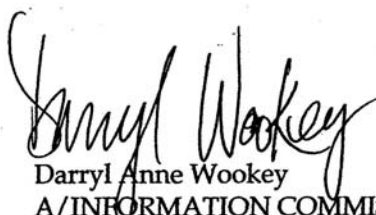
The accompanying financial statements of the Office of the Information Commissioner have been prepared in compliance with the provisions of the Financial Administration and Audit Act 1985 from proper accounts and records to present fairly the financial transactions for the financial year ending 30 June 2005, and the financial position as at 30 June 2005.

At the date of signing we are not aware of any circumstances which would render the particulars included in the financial statements misleading or inaccurate.



Graeme Doyle
A/DIRECTOR FINANCIAL MANAGEMENT
Principal Accounting Officer

Date: August 2005



Darryl Anne Wookey
A/INFORMATION COMMISSIONER
Accountable Officer

Date: 12th August 2005



AUDITOR GENERAL

INDEPENDENT AUDIT OPINION

To the Parliament of Western Australia

OFFICE OF THE INFORMATION COMMISSIONER
FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2005**Audit Opinion**

In my opinion,

- (i) the controls exercised by the Office of the Information Commissioner provide reasonable assurance that the receipt and expenditure of moneys, the acquisition and disposal of property, and the incurring of liabilities have been in accordance with legislative provisions; and
- (ii) the financial statements are based on proper accounts and present fairly in accordance with applicable Accounting Standards and other mandatory professional reporting requirements in Australia and the Treasurer's Instructions, the financial position of the Office at 30 June 2005 and its financial performance and cash flows for the year ended on that date.

Scope*The Information Commissioner's Role*

The Information Commissioner is responsible for keeping proper accounts and maintaining adequate systems of internal control, preparing the financial statements, and complying with the Financial Administration and Audit Act 1985 (the Act) and other relevant written law.

The financial statements consist of the Statement of Financial Performance, Statement of Financial Position, Statement of Cash Flows, Schedule of Expenses and Revenues by Service, Summary of Consolidated Fund Appropriations and Revenue Estimates, and the Notes to the Financial Statements.

Summary of my Role

As required by the Act, I have independently audited the accounts and financial statements to express an opinion on the controls and financial statements. This was done by looking at a sample of the evidence.

An audit does not guarantee that every amount and disclosure in the financial statements is error free. The term "reasonable assurance" recognises that an audit does not examine all evidence and every transaction. However, my audit procedures should identify errors or omissions significant enough to adversely affect the decisions of users of the financial statements.

D D R PEARSON
AUDITOR GENERAL
30 September 2005

OFFICE OF THE INFORMATION COMMISSIONER
Statement of Financial Performance
for the year ended 30 June 2005

| | Note | 2005 \$ | 2004 \$ |
|--|------|------------------|------------------|
| COST OF SERVICES | | | |
| Expenses from ordinary activities | | | |
| Employee expenses | 4 | 1,125,942 | 990,180 |
| Supplies and services | 5 | 93,756 | 127,796 |
| Depreciation expense | 6 | 18,298 | 31,372 |
| Accommodation expenses | 7 | 129,833 | 127,306 |
| Carrying value of non-current assets disposed of | 10 | - | 1,225 |
| Other expenses from ordinary activities | 8 | 78,076 | 117,396 |
| Total cost of services | | <u>1,445,905</u> | <u>1,395,275</u> |
| Revenues from ordinary activities | | | |
| Other revenues from ordinary activities | 9 | 7,217 | 13,547 |
| Total revenues from ordinary activities | | <u>7,217</u> | <u>13,547</u> |
| NET COST OF SERVICES | | <u>1,438,688</u> | <u>1,381,728</u> |
| REVENUES FROM STATE GOVERNMENT | 11 | | |
| Service Appropriation | | 1,283,000 | 1,156,000 |
| Liabilities assumed by the Treasurer | | 7,701 | 5,964 |
| Resources received free of charge | | 158,267 | 42,193 |
| Total revenues from State Government | | <u>1,448,968</u> | <u>1,204,157</u> |
| Change in net assets resulting from operations | | <u>10,280</u> | <u>(177,571)</u> |
| TOTAL CHANGES IN EQUITY OTHER THAN THOSE RESULTING FROM TRANSACTIONS WITH WA STATE GOVERNMENT AS OWNERS | | <u>10,280</u> | <u>(177,571)</u> |

The Statement of Financial Performance should be read in conjunction with the accompanying notes.

OFFICE OF THE INFORMATION COMMISSIONER
Statement of Financial Position

as at 30 June 2005

| | Note | 2005 \$ | 2004 \$ |
|--------------------------------------|-------|------------------|------------------|
| Current Assets | | | |
| Cash assets | 21(a) | 49,429 | 32,309 |
| Restricted cash assets | 12 | - | 29,214 |
| Receivables | 13 | 5,313 | 7,697 |
| Amounts receivable for outputs | 14 | 30,000 | 30,000 |
| Other assets | 15 | 5,957 | 2,381 |
| Total Current Assets | | <u>90,699</u> | <u>101,601</u> |
| Non-Current Assets | | | |
| Amounts receivable for services | 14 | 8,000 | 8,000 |
| Equipment | 16 | 31,173 | 31,332 |
| Total Non-Current Assets | | <u>39,173</u> | <u>39,332</u> |
| TOTAL ASSETS | | <u>129,872</u> | <u>140,933</u> |
| Current Liabilities | | | |
| Payables | 17 | 30,149 | 47,858 |
| Provisions | 18 | 130,970 | 122,850 |
| Other liabilities | 19 | 100 | 29,801 |
| Total Current Liabilities | | <u>161,219</u> | <u>200,509</u> |
| Non-Current Liabilities | | | |
| Provisions | 18 | 117,653 | 99,704 |
| Total Non-Current Liabilities | | <u>117,653</u> | <u>99,704</u> |
| Total Liabilities | | <u>278,872</u> | <u>300,213</u> |
| Equity | 20 | | |
| Contributed equity | | 25,000 | 25,000 |
| Accumulated surplus / (deficiency) | | <u>(174,000)</u> | <u>(184,280)</u> |
| Total Equity | | <u>(149,000)</u> | <u>(159,280)</u> |
| TOTAL LIABILITIES AND EQUITY | | <u>129,872</u> | <u>140,933</u> |

The Statement of Financial Position should be read in conjunction with the accompanying notes.

OFFICE OF THE INFORMATION COMMISSIONER

Statement of Cash Flows*for the year ended 30 June 2005*

| | Note | 2005 \$ | 2004 \$ |
|--|-------|--------------------|--------------------|
| CASH FLOWS FROM STATE GOVERNMENT | | | |
| Service appropriations | | 1,253,000 | 1,131,000 |
| Capital contributions | | - | - |
| Holding account drawdowns | | 30,000 | 25,000 |
| Net cash provided by State Government | | <u>1,283,000</u> | <u>1,156,000</u> |
| Utilised as follows: | | | |
| CASH FLOWS FROM OPERATING ACTIVITIES | | | |
| Payments | | | |
| Employee Costs | | (997,090) | (828,828) |
| Supplies and Services | | (289,466) | (390,632) |
| GST payments | | (23,437) | (34,161) |
| Receipts | | | |
| Receipts from services | | 7,169 | 14,762 |
| GST receipts | | 25,869 | 31,441 |
| Net cash provided by/(used in) operating activities | 21(b) | <u>(1,276,955)</u> | <u>(1,207,418)</u> |
| CASH FLOWS FROM INVESTING ACTIVITIES | | | |
| Proceeds from sale of non-current physical assets | | - | - |
| Purchase of non-current physical assets | | (18,139) | (35,357) |
| Net cash provided by/(used in) investing activities | | <u>(18,139)</u> | <u>(35,357)</u> |
| Net increase/(decrease) in cash held | | (12,094) | (86,775) |
| Cash assets at the beginning of the financial year | | <u>61,523</u> | <u>148,298</u> |
| CASH ASSETS AT THE END OF THE FINANCIAL YEAR | 21(a) | <u>49,429</u> | <u>61,523</u> |

The Statement of Cash Flows should be read in conjunction with the accompanying notes.

OFFICE OF THE INFORMATION COMMISSIONER
Output Schedule of Expenses and Revenues
for the year ended 30 June 2004

| | Complaint Resolution | | Advice & Awareness | | TOTAL | |
|--|----------------------|-----------------|--------------------|-----------------|------------------|------------------|
| | 2005 | 2004 | 2005 | 2004 | 2005 | 2004 |
| | \$ | \$ | \$ | \$ | \$ | \$ |
| COST OF SERVICES | | | | | | |
| Expenses from ordinary activities | | | | | | |
| Employee expenses | 741,418 | 674,528 | 384,524 | 315,652 | 1,125,942 | 990,180 |
| Supplies and services | 66,329 | 89,759 | 27,427 | 38,037 | 93,756 | 127,796 |
| Depreciation expense | 13,357 | 22,902 | 4,941 | 8,470 | 18,298 | 31,372 |
| Accommodation expenses | 89,209 | 87,144 | 40,624 | 40,162 | 129,833 | 127,306 |
| Carrying value of non-current assets disposed of | - | 857 | - | 368 | - | 1,225 |
| Other expenses from ordinary activities | 49,734 | 77,525 | 28,342 | 39,871 | 78,076 | 117,396 |
| Total cost of services | 960,047 | 952,715 | 485,858 | 442,560 | 1,445,905 | 1,395,275 |
| Revenues from ordinary activities | | | | | | |
| Other revenues from ordinary activities | 7,217 | 13,547 | - | - | 7,217 | 13,547 |
| Total revenues from ordinary activities | 7,217 | 13,547 | - | - | 7,217 | 13,547 |
| NET COST OF SERVICES | 952,830 | 939,168 | 485,858 | 442,560 | 1,438,688 | 1,381,728 |
| REVENUES FROM STATE GOVERNMENT | | | | | | |
| Service appropriations | 898,100 | 809,200 | 384,900 | 346,800 | 1,283,000 | 1,156,000 |
| Liabilities assumed by the Treasurer | 5,622 | 4,354 | 2,079 | 1,610 | 7,701 | 5,964 |
| Resources received free of charge | 115,534 | 30,801 | 42,733 | 11,392 | 158,267 | 42,193 |
| Total revenues from State Government | 1,019,256 | 844,355 | 429,712 | 359,802 | 1,448,968 | 1,204,157 |
| Change in Net Assets resulting from operations | 66,426 | (94,813) | (56,146) | (82,758) | 10,280 | (177,571) |
| TOTAL CHANGES IN EQUITY OTHER THAN THOSE RESULTING FROM TRANSACTIONS WITH WA STATE GOVERNMENT AS OWNERS | 66,426 | (94,813) | (56,146) | (82,758) | 10,280 | (177,571) |

The Schedule of Expenses and Revenues by Service should be read in conjunction with the accompanying notes.

| | 2005 Estimate \$ | 2005 Actual \$ | Variance \$ | 2005 Actual \$ | 2004 Actual \$ | Variance \$ |
|---|------------------------|----------------------|----------------|----------------------|----------------------|----------------|
| PURCHASE OF OUTPUTS | | | | | | |
| Item 63 Net amount appropriated to deliver services Amount Authorised by Other Statutes | 1,043,000 | 1,132,000 | 89,000 | 1,132,000 | 994,000 | 138,000 |
| • Freedom of Information Act 1992 | 151,000 | 151,000 | - | 151,000 | 162,000 | (11,000) |
| Total appropriations provided to purchase outputs | 1,194,000 | 1,283,000 | 89,000 | 1,283,000 | 1,156,000 | 127,000 |
| | | | | 7% | | 11% |
| CAPITAL | | | | | | |
| Capital Contribution | - | - | - | - | - | - |
| GRAND TOTAL OF APPROPRIATIONS | 1,194,000 | 1,283,000 | 89,000 | 1,283,000 | 1,156,000 | 127,000 |
| Details of Expenses by Outputs | | | | | | |
| Review and Complaint Resolution | 872,000 | 960,047 | 88,047 | 960,047 | 952,715 | 7,332 |
| Advice and Awareness | 382,000 | 485,858 | 103,858 | 485,858 | 442,560 | 43,298 |
| Total Cost of Services | 1,254,000 | 1,445,905 | 191,905 | 1,445,905 | 1,395,275 | 50,630 |
| Less total revenues from ordinary activities | (4,000) | (7,217) | (3,217) | (7,217) | (13,547) | 6,330 |
| Net Cost of Services | 1,250,000 | 1,438,688 | 188,688 | 1,438,688 | 1,381,728 | 56,960 |
| Adjustment (I) | (56,000) | (155,688) | (99,688) | (155,688) | (225,728) | 70,040 |
| Total appropriations provided to deliver services | 1,194,000 | 1,283,000 | 89,000 | 1,283,000 | 1,156,000 | 127,000 |
| Capital Expenditure | | | | | | |
| Purchase of non-current physical assets | 30,000 | 18,139 | (11,861) | 18,139 | 35,357 | (17,218) |
| Adjustments for other funding sources | (30,000) | (18,139) | 11,861 | (18,139) | (35,357) | 17,218 |
| Capital Contribution (appropriation) | - | - | - | - | - | - |

(I) Adjustments are related to movements in cash balances and other accrual items such as receivables, payables and superannuation .
The Summary of Consolidated Fund Appropriations and Revenue Estimates is to be prepared on an accruals basis.
The Summary of Consolidated Fund Appropriations, Variance to Budget and Actual should be read in conjunction with the accompanying notes.
This Summary provides the basis for the Explanatory Statement information requirements of TI 945, set out in Note 23.

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements*for the year ended 30 June 2005***1 Office of the Information Commissioner mission and funding**

The mission of the Office of the Information Commissioner (the "Office" for the purpose of these notes) is stated as follows:

To promote public understanding and confidence in the decision making process of government agencies through access to relevant information.

The Information Commissioner is funded by Parliamentary appropriations. It does not provide services on a fee-for-service basis. The financial statements encompass all funds through which the Information Commissioner controls resources to carry on its functions.

2 Significant accounting policies

The following accounting policies have been adopted in the preparation of the financial statements. Unless otherwise stated these policies are consistent with those adopted in the previous year.

General Statement

The financial statements constitute a general purpose financial report which has been prepared in accordance with Accounting Standards, Statements of Accounting Concepts and other authoritative pronouncements of the Australian Accounting Standards Board and Urgent Issues Group (UIG) Consensus Views as applied by the Treasurer's Instructions. Several of these are modified by the Treasurer's Instructions to vary the application, disclosure, format and wording. The Financial Administration and Audit Act and the Treasurer's Instructions are legislative provisions governing the preparation of financial statements and take precedence over Accounting Standards, Statements of Accounting Concepts and other authoritative pronouncements of the Australian Accounting Standards Board and UIG Consensus Views. The modifications are intended to fulfil the requirements of general application to the public sector, together with the need for greater disclosure and also satisfy accountability requirements.

If any such modification has a material or significant financial effect upon the reported results, details of that modification and where practicable, the resulting financial effect, are disclosed in individual notes to these financial statements.

Basis of accounting

The financial statements have been prepared in accordance with Accounting Standard AAS 29 'Financial Reporting by Government Departments'.

The statements have been prepared on the accrual basis of accounting using the historical cost convention, except for certain assets and liabilities which, as noted, are measured at fair value.

(a) Service Appropriation

Service Appropriations are recognised as revenues in the period in which the Information Commissioner gains control of the appropriated funds. The Information Commissioner gains control of appropriated funds at the time those funds are deposited into the Information Commissioner's bank account or credited to the holding account held at the Department of Treasury and Finance.

(b) Contributed Equity

Under UIG 38 "Contributions by Owners Made to Wholly-Owned Public Sector Entities" transfers in the nature of equity contributions must be designated by the Government (owners) as contributions by owners (at the time of, or prior to transfer) before such transfers can be recognised as equity contributions in the financial statements. Capital contributions (appropriations) have been designated as contributions by owners and have been credited directly to Contributed Equity in the Statement of Financial Position.

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements

for the year ended 30 June 2005

(c) Net Appropriation Determination

Pursuant to section 23A of the Financial Administration and Audit Act, the net appropriation determination by the Treasurer provides for retention of the following moneys received by the Information Commissioner:

- Executive Vehicle Scheme;
- Other receipts.

In accordance with the determination, the Information Commissioner retained \$7,217 in 2005 (\$13,547 in 2004).

Retained revenues may only be applied to the services specified in the 2004-2005 Budget Statements.

(d) Revenue Recognition

Revenue from the sale of goods and disposal of other assets and the rendering of services, is recognised when the Information Commissioner has passed control of the goods or other assets or delivery of the service to the customer.

(e) Acquisitions of Assets

The cost method of accounting is used for all acquisitions of assets. Cost is measured as the fair value of the assets given up or liabilities undertaken at the date of acquisition plus incidental costs directly attributable to the acquisition.

Assets acquired at no cost or for nominal consideration, are initially recognised at their fair value at the date of acquisition.

(f) Depreciation of Non-Current Assets

All non-current assets having a limited useful life are systematically depreciated over their useful lives in a manner which reflects the consumption of their future economic benefits.

The policy is to depreciate such assets if their purchase cost is \$1,000 or more. Amounts with a lower value are expensed.

Depreciation is calculated on the straight line basis, using rates which are reviewed annually. Expected useful lives for each class of depreciable asset are:

| | | |
|-------------------|-----|-------|
| Furniture - wood | 10 | years |
| Furniture - metal | 15 | years |
| Office equipment | 2-5 | years |
| Computer hardware | 2 | years |
| Computer software | 2 | years |

Motor vehicles are not depreciated as they are leased via operating lease arrangements.

(g) Leases

The Information Commissioner has entered into operating lease arrangements for buildings and motor vehicles. The lessors effectively retain all of the risks and benefits incidental to ownership of the items held under the operating leases. Equal instalments of the lease payments are charged to the Statement of Financial Performance over the lease term as this is representative of the pattern of benefits to be derived from the leased property.

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements*for the year ended 30 June 2005***(h) Cash**

For the purpose of the Statement of Cash Flows, cash includes cash assets and restricted cash assets.

(i) Accrued salaries

The accrued salaries suspense account (refer note 12) consists of amounts paid annually into a suspense account over a period of 10 financial years to largely meet the additional cash outflow in each eleventh year when 27 pay days occur in that year instead of the normal 26. No interest is received on this account.

Accrued salaries (refer note 19) represent the amount due to staff but unpaid at the end of the financial year, as the end of the last pay period for that financial year does not coincide with the end of the financial year. Accrued salaries are settled within a few days of the financial year end. The Office considers the carrying amount of accrued salaries to be equivalent to the net fair value.

(j) Payables

Payables, including accruals not yet billed, are recognised when the Information Commissioner becomes obliged to make future payments as a result of a purchase of assets or services. Payables are generally settled within 30 days.

(k) Employee benefits**Annual leave**

This benefit is recognised at the reporting date in respect to employees' services up to that date and is measured at the nominal amounts expected to be paid when the liabilities are settled.

Long service leave

Leave benefits are calculated at remuneration rates expected to be paid when the liabilities are settled. A liability for long service leave is recognised after an employee has completed four years of service. An actuarial assessment of long service leave undertaken by Price Waterhouse Coopers in 2004 determined that the liability measured using the short hand method was not materially different from the liability measured using the present value of expected future payments.

This method of measurement of the liability is consistent with the requirements of Accounting Standard AASB 1028 "Employee Benefits".

Superannuation

Staff may contribute to the Pension Scheme, a defined benefits pension scheme now closed to new members, or to the Gold State Superannuation Scheme, a defined benefit lump sum scheme now also closed to new members. All staff who do not contribute to either of these schemes become non-contributory members of the West State Superannuation Scheme, an accumulation fund. The Information Commissioner contributes to this accumulation fund in compliance with the Commonwealth Government's Superannuation Guarantee (Administration) Act 1992. All of these schemes are administered by the Government Employees Superannuation Board (GESB).

The superannuation expense is comprised of the following elements:

- (i) change in the unfunded employer's liability in respect of current employees who are members of the Pension Scheme and current employees who accrued a benefit on transfer from that Scheme to the Gold State Superannuation Scheme; and

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements

for the year ended 30 June 2005

- (ii) employer contributions paid to the Gold State Superannuation Scheme and West State Superannuation Scheme.

The superannuation expense does not include payment of pensions to retirees as this does not constitute part of the cost of services provided by the Information Commissioner in the current year.

A revenue "Liabilities assumed by the Treasurer" equivalent to (i) is recognised under Revenues from State Government in the Statement of Financial Performance as the unfunded liability is assumed by the Treasurer. The GESB makes the benefit payments and is recouped by the Treasurer.

The Information Commissioner is funded for employer contributions in respect of the Gold State Superannuation Scheme and the West State Superannuation Scheme. These contributions were paid to the GESB during the year. The GESB subsequently paid the employer contributions in respect of the Gold State Superannuation Scheme to the Consolidated Fund.

The liabilities for superannuation charges under the Gold State Superannuation Scheme and West State Superannuation Scheme are extinguished by payment of employer contributions to the GESB.

(l) Resources received free of charge or for nominal value

Resources received free of charge or for nominal value which can be reliably measured are recognised as revenues and as assets or expenses as appropriate at fair value.

(m) Comparative figures

Comparative figures are, where appropriate, reclassified so as to be comparable with the figures presented in the current financial year.

(n) Rounding of amounts

Amounts in the financial statements have been rounded to the nearest dollar.

3 Services of the Information Commissioner

Information about the Information Commissioner's services is set out in the Schedule of Expenses and Revenues by Service.

The two key services of the Information Commissioner:

Service 1: Resolution of complaints

Provides an independent review and complaint resolution process which resolves cases in a timely manner and balances the competing needs and expectations of applicants, agencies and Parliament within legislative requirements prescribed by the Freedom of Information Act 1992.

Service 2: Freedom of information advice and awareness

Provide objective advice and information to members of the public and staff of agencies to assist in the proper lodgement and processing of applications under the Freedom of Information Act 1992. Propose initiatives to enhance administrative efficiency in agencies when dealing with applications received.

The Department of Justice provides overall corporate support in human resources and financial services (refer to note 11 for details of charge).

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements*for the year ended 30 June 2005*

| | 2005 \$ | 2004 \$ |
|--|------------------|----------------|
| 4 Employee expenses | | |
| Salaries and wages | 874,057 | 742,654 |
| Annual and long service leave | 119,401 | 132,191 |
| Superannuation | 91,054 | 83,463 |
| Other related expenses (I) | 41,430 | 31,872 |
| | <u>1,125,942</u> | <u>990,180</u> |
| (I) These employee expenses include superannuation, workers compensation premiums and other employment on-costs associated with the recognition of annual and long service leave liability. The related on-costs liability is included in Employee Benefit Liabilities at Note 18. | | |
| 5 Supplies and Services | | |
| Goods and supplies | 32,949 | 28,740 |
| Services and contracts | 20,268 | 56,863 |
| Resources received free of charge (note 11) | 40,539 | 42,193 |
| | <u>93,756</u> | <u>127,796</u> |
| 6 Depreciation expense | | |
| Equipment | <u>18,298</u> | <u>31,372</u> |
| 7 Accommodation expenses | | |
| Building rental operating lease expense | 12,105 | 127,306 |
| Rental received free of charge (note 11) | 117,728 | - |
| | <u>129,833</u> | <u>127,306</u> |
| 8 Other expenses from ordinary activities | | |
| Equipment and vehicles operating lease expense | 29,674 | 26,715 |
| Communication expenses | 12,314 | 13,490 |
| Insurance | 12,137 | 14,577 |
| Printing and binding | 2,357 | 3,088 |
| Buildings, equipment and vehicles repairs and maintenance | 6,927 | 42,768 |
| Electricity and water | 4,890 | 7,422 |
| Other expenses | 9,777 | 9,336 |
| | <u>78,076</u> | <u>117,396</u> |
| 9 Other revenues from ordinary activities | | |
| Contributions to motor vehicles scheme | 4,147 | 4,316 |
| Other revenue | 3,070 | 9,231 |
| | <u>7,217</u> | <u>13,547</u> |

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements

for the year ended 30 June 2005

| | 2005 \$ | 2004 \$ |
|---|------------------|------------------|
| 10 Net gain on disposal of non-current assets | | |
| <u>Loss on Disposal of Non-Current Assets</u> | | |
| Equipment | - | (1,225) |
| Net gain / (loss) on Disposal | - | (1,225) |
| 11 Revenues from State Government | | |
| Appropriation revenue received during the year: | | |
| Service appropriations (I) | 1,283,000 | 1,156,000 |
| | <u>1,283,000</u> | <u>1,156,000</u> |
| The following liabilities have been assumed by the Treasurer during the financial year: | | |
| - Superannuation (II) | 7,701 | 5,964 |
| | <u>7,701</u> | <u>5,964</u> |
| Resources received free of charge (III) | | |
| Determined on the basis of the following estimates provided by agencies: | | |
| Department of Justice | | |
| - corporate services | 38,206 | 40,172 |
| Department of Housing and Works (Commercial Property Branch) | | |
| - property management services (notional management fee based on lease payments) | 2,333 | 2,021 |
| State Ombudsman's Office (Rental paid for OIC) | 117,728 | - |
| | <u>158,267</u> | <u>42,193</u> |
| | <u>1,448,968</u> | <u>1,204,157</u> |

(I) Service appropriations are accrual amounts reflecting the full cost of services delivered. The appropriation revenue comprises a cash component and a receivable (asset). The receivable (holding account) comprises the depreciation expense for the year and any agreed increase in leave liability during the year.

(II) The assumption of the superannuation liability by the Treasurer is only a notional revenue to offset the notional superannuation expense reported in respect of current employees who are members of the pension scheme and current employees who have a transfer benefit entitlement under the Gold State Superannuation scheme.

(III) Where assets or services have been received free of charge or for nominal consideration, the Information Commissioner recognises revenues (except where the contributions of assets or services are in the nature of contributions by owners in which case the Information Commissioner shall make a direct adjustment of equity) equivalent to the fair value of the assets and/or the fair value of those services that can be reliably determined and which would have been purchased if not donated, and those fair values shall be recognised as assets or expenses, as applicable.

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements

for the year ended 30 June 2005

| | 2005 \$ | 2004 \$ |
|---|------------|------------|
| 12 Restricted cash assets | | |
| Current | | |
| Accrued salaries suspense account (I) | - | 29,214 |
| | - | 29,214 |
| (I) Amount held in the suspense account is only to be used for the purpose of meeting the 27th pay in a financial year that occurs every 11 years. | | |
| 13 Receivables | | |
| Debtors | 48 | - |
| GST receivable | 5,265 | 7,697 |
| | 5,313 | 7,697 |
| 14 Amounts receivable for services | | |
| Current | 30,000 | 30,000 |
| Non-Current | 8,000 | 8,000 |
| | 38,000 | 38,000 |
| This asset represents the non-cash component of service appropriations. It is restricted in that it can only be used for asset replacement or payment of leave liability. | | |
| 15 Other assets | | |
| Prepayments | 5,957 | 2,381 |
| 16 Equipment | | |
| Office equipment and computers | | |
| At cost | 188,974 | 170,835 |
| Accumulated depreciation | (157,801) | (139,503) |
| | 31,173 | 31,332 |
| <u>Reconciliation</u> | | |
| A reconciliation of the carrying amount of Office equipment and computers at the beginning and end of the current financial year is set out below. | | |
| Carrying amount at start of year | 31,332 | 28,572 |
| Additions | 18,139 | 35,357 |
| Cost of Disposals | - | (1,225) |
| Depreciation | (18,298) | (31,372) |
| Carrying amount at end of year | 31,173 | 31,332 |

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements

for the year ended 30 June 2005

| | 2005 \$ | 2004 \$ |
|--|------------------|------------------|
| 17 Payables | | |
| Trade and other creditors | 30,149 | 47,858 |
| | <u>30,149</u> | <u>47,858</u> |
| 18 Provisions | | |
| Current | | |
| Annual leave | 38,528 | 27,820 |
| Long service leave | 92,442 | 95,030 |
| | <u>130,970</u> | <u>122,850</u> |
| Non-current | | |
| Long service leave | 117,653 | 99,704 |
| | <u>117,653</u> | <u>99,704</u> |
| 19 Other liabilities | | |
| Current | | |
| Accrued Salaries | | |
| Nil working days accrued to 30 June 2005 (2004, 9 working days). | - | 29,701 |
| Advances | | |
| Amount owing to the Department of Justice | 100 | 100 |
| | <u>100</u> | <u>29,801</u> |
| 20 Equity | | |
| Liabilities exceed assets for the Information Commissioner and there is therefore no residual interest in the assets of the Information Commissioner. This deficiency arose through expenses such as depreciation and accrual of employee entitlements for leave not involving the payment of cash in the current period being recognised in the Statement of Financial Performance. | | |
| Contributed equity | | |
| Opening balance | 25,000 | 25,000 |
| Capital contributions (I) | - | - |
| Closing balance | <u>25,000</u> | <u>25,000</u> |
| (I) Capital Contributions have been designated as contributions by owners and are credited straight to equity in the Statement of Financial Position. | | |
| Accumulated surplus / (deficiency) | | |
| Opening balance | (184,280) | (6,709) |
| Change in net assets | 10,280 | (177,571) |
| Closing balance | <u>(174,000)</u> | <u>(184,280)</u> |

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements*for the year ended 30 June 2005*

| | 2005 | 2004 |
|--|------|------|
| | \$ | \$ |

21 Notes to the Statement of Cash Flows**(a) Reconciliation of cash**

Cash at the end of the financial year as shown in the Statement of Cash Flows is reconciled to the related items in the Statement of Financial Position as follows:

| | | |
|--|---------------|---------------|
| Cash assets | 49,429 | 32,309 |
| Restricted cash assets (refer note 12) | - | 29,214 |
| | <u>49,429</u> | <u>61,523</u> |

(b) Reconciliation of net cost of services to net cash flows provided by/ (used in) operating activities

| | | |
|---|--------------------|--------------------|
| Net cost of services | (1,438,688) | (1,381,728) |
| Non-cash items: | | |
| Depreciation expense | 18,298 | 31,372 |
| Superannuation expense | 7,701 | 5,964 |
| Resources received free of charge | 158,267 | 42,193 |
| Net (gain) / loss on sale of equipment | - | 1,225 |
| (Increase)/decrease in assets: | | |
| Receivables | (48) | 1,215 |
| Other current assets | (3,576) | 12,405 |
| Increase/(decrease) in liabilities: | | |
| Current payables | (47,410) | 42,813 |
| Current provisions | 8,120 | 20,454 |
| Other current liabilities | - | - |
| Non-current provisions | 17,949 | 19,389 |
| Change in GST receivables/payables | 2,432 | (2,720) |
| Net cash provided by/(used in) operating activities | <u>(1,276,955)</u> | <u>(1,207,418)</u> |

22 Commitments for expenditure

Lease commitments

Commitments in relation to leases contracted for at the reporting date but not recognised as liabilities are payable:

| | | |
|--|----------------|---------------|
| Within 1 year | 133,216 | 37,539 |
| Later than 1 year and not later than 5 years | 70,932 | 6,391 |
| | <u>204,148</u> | <u>43,930</u> |

23 Explanatory Statement

The Summary of Consolidated Fund Appropriations and Revenue Estimates discloses appropriations and other statutes expenditure estimates, the actual expenditures made and revenue estimates and payments into Consolidated Fund. Appropriations are now all on an accrual basis.

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements

for the year ended 30 June 2005

The following explanations are provided in accordance with Treasurers Instruction 945. Significant variations are considered to be those greater than 10% and \$20,000.

(i) Significant variances between estimate and actual - Total appropriation to deliver services:

| | | |
|-----------------------------|-------------|------------------|
| Advice and Awareness | Over | \$103,858 |
|-----------------------------|-------------|------------------|

The position of Executive Director (level 9) was abolished in May 2005. The occupant was paid a severance package which accounts for this extra expense, as 80% of the salary payout was debited to the Advice and Awareness service.

(ii) Significant variances between actual and prior year actual - Total appropriation to deliver services:

| | | |
|---|-------------|------------------|
| Total appropriation to deliver services for the year | Over | \$127,000 |
|---|-------------|------------------|

(1) \$80,000 was taken from 2005/06 appropriations to assist with covering the severance package expense. Funds available in the office cash at bank account were utilised to cover the balance of the severance. (2) \$11,000 was provided by Government in June 2005 to cover the general public sector salary increase in February 2005.

(iii) Significant variances between estimate and actual - Capital Contribution:

No significant variances.

(iv) Significant variances between actual and prior year actual - Capital Contribution:

No significant variance

24 Financial instruments

(a) Interest Rate Risk Exposure - The Information Commissioner does not have any interest bearing accounts and is therefore not subject to any interest rate risk exposure.

(b) Credit Risk Exposure - At the reporting date the Information Commissioner was not owed any money by government or any other organisation.

25 Remuneration of Senior Officers

| | \$ | 2005 | 2004 |
|---|-------------------|------------------|------------------|
| (a) | 80,001 - 90,000 | - | 2 |
| | 100,001 - 110,000 | 1 | - |
| | 120,001 - 130,000 | 1 | 2 |
| (b) | 250,001 - 260,000 | 1 | - |
| The total remuneration of senior officers is: | | <u>\$571,682</u> | <u>\$452,108</u> |

The superannuation included here represents the superannuation expense incurred by the Information Commissioner in respect of senior officers.

(a) The Commissioner, Bronwyn Keighley-Gerardy retired on the 30 October 2003.

(b) Includes payment of accrued leave and termination entitlements to the Executive Director whose position has been made redundant as result of collocation of the Information Commissioner with that of the Ombudsman.

In 2005, no Senior Officer was a member of the Pension Scheme. (In 2004, nil)

OFFICE OF THE INFORMATION COMMISSIONER

Notes to the Financial Statements*for the year ended 30 June 2005***26 Remuneration of Auditor** **2005** **2004**

Remuneration to the Auditor General for the financial year is as follows:

| | | |
|--|----------|---|
| Auditing the accounts, financial statements and performance indicators | \$16,000 | - |
|--|----------|---|

27 Supplementary financial information

- There were no losses of public moneys and other public property through theft or default during the financial year.
- There were no gifts of public property by the Information Commissioner during the financial year.
- There were no revenues nor debts due to the State that were written off for the financial year.
- There were no events occurring after the balance date at the end of the financial year.
- The Information Commissioner had no related bodies during the financial year.
- The Information Commissioner had no affiliated bodies during the financial year.

28 Impact of Adopting Australian Equivalents to IFRSThe impact of adopting AIFRS including the key differences in accounting policies

Reconciliation of total equity as presented under previous AGAAP to that under AIFRS:

| | 30 June 2005 \$ | 1 July 2004 \$ |
|--|--------------------------------|-------------------------------|
| Total equity under previous AGAAP | (149,000) | (159,280) |
| Adjustments to accumulated surplus/(deficiency): | | |
| Increase in long leave liability under AIFRS (1) | - | (9,300) |
| Total equity under AIFRS | (149,000) | (168,580) |

The adjustments are explained as follows:

(1) Under AASB 119, changes to Long Service Leave calculations include the need to separate on-costs (workers compensation and payroll tax are now classified as Other Employee Costs), and using a different method for determining the current and non-current provisions (all unconditional Long Service Leave is now classified as current). The calculation of Long Service Leave liability under IFRS continues to be on the same basis as AASB 1028 (i.e. on present value basis). The AASB has announced that a Government bond rate, as per AASB 1028, should be used in the calculation. A full review of the Long Service Leave liability was performed in December 2004 and adjustment was taken up in the 2004/05 financial year.

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STATISTICAL TABLES

TABLE 12
REQUESTS RECEIVED BY AGENCIES

| AGENCY NAME | No. |
|--|-----|
| Acacia Prison | 111 |
| Agriculture, Department of | 10 |
| AIMS Corporation | 7 |
| Albany, City of | 2 |
| Albany Port Authority | 0 |
| Animal Resources Authority | 0 |
| Armadale, City of | 5 |
| Armadale Health Service | 214 |
| Ashburton, Shire of | 0 |
| Attorney General; Minister for Health; Electoral Affairs | 9 |
| Augusta-Margaret River, Shire of | 14 |
| Bassendean, Town of | 1 |
| Bayswater, City of | 13 |
| Belmont, City of | 10 |
| Bentley Health Service | 148 |
| Botanic Gardens and Park Authority | 1 |
| Boyup Brook, Shire of | 0 |
| Bridgetown-Greenbushes, Shire of | 0 |
| Broome, Shire of | 5 |
| Broomehill, Shire of | 0 |
| Bruce Rock, Shire of | 1 |
| Builders' and Painters' Registration Board | 1 |
| Bunbury, City of | 11 |
| Bunbury Port Authority | 1 |
| Busselton, Shire of | 4 |
| C Y O'Connor College of TAFE | 0 |
| Cambridge, Town of | 3 |
| Canning, City of | 15 |
| Capel, Shire of | 1 |
| Carnamah, Shire of | 0 |
| Carnarvon, Shire of | 0 |
| Central Metropolitan College of TAFE | 2 |
| Central West Coast College of TAFE | 0 |
| Challenger TAFE | 0 |
| Chapman Valley, Shire of | 0 |
| Chittering, Shire of | 3 |
| Claremont, Town of | 3 |
| Cockburn, City of | 11 |
| Community Development, Department for | 46 |
| Conservation and Land Management, Department of | 11 |

| AGENCY NAME | No. |
|---|-----|
| Conservation Commission of Western Australia | 0 |
| Consumer and Employment Protection, Department of | 114 |
| Coolgardie, Shire of | 0 |
| Coorow, Shire of | 1 |
| Corrigin, Shire of | 0 |
| Cottesloe, Town of | 4 |
| Country High School Hostels Authority, Office of the | 0 |
| Country Housing Authority | 0 |
| Cranbrook, Shire of | 0 |
| Cuballing, Shire of | 2 |
| Culture and the Arts, Department of | 2 |
| Cunderdin, Shire of | 0 |
| Curriculum Council | 1 |
| Curtin University of Technology | 10 |
| Dalwallinu, Shire of | 0 |
| Dampier Port Authority | 3 |
| Dandaragan, Shire of | 1 |
| Dardanup, Shire of | 1 |
| Denmark, Shire of | 0 |
| Deputy Premier; Treasurer; Minister for Govt Enterprises; Minister Assisting the Minister for PSM | 7 |
| Derby-West Kimberley, Shire of | 0 |
| Disability Services Commission | 11 |
| Donnybrook-Balingup, Shire of | 0 |
| Drug and Alcohol Office | 1 |
| Dumbleyung, Shire of | 0 |
| Dundas, Shire of | 1 |
| East Fremantle, Town of | 0 |
| East Pilbara, Shire of | 0 |
| Eastern Metropolitan Regional Council | 1 |
| Edith Cowan University | 33 |
| Education and Training, Department of | 79 |
| Education Services, Department of | 0 |
| Electoral Commission, Western Australian | 2 |
| Environment, Department of | 94 |
| Equal Opportunity Commission | 1 |
| Esperance, Shire of | 2 |
| Esperance Port Authority | 0 |
| Exmouth, Shire of | 0 |
| Fire and Emergency Services Authority | 55 |
| Fisheries, Department of | 3 |
| Forest Products Commission | 2 |

STATISTICAL TABLES continued

| AGENCY NAME | No. |
|--|-----|
| Fremantle, City of | 12 |
| Fremantle Hospital and Health Service | 519 |
| Fremantle Port Authority | 4 |
| Gascoyne Development Commission | 0 |
| Geraldton, City of | 0 |
| Geraldton Port Authority | 1 |
| Gingin, Shire of | 1 |
| Gnowangerup, Shire of | 0 |
| Gold Corporation | 2 |
| Goldfields Esperance Development Commission | 0 |
| Goomalling, Shire of | 0 |
| Gosnells, City of | 25 |
| Government Employees Housing Authority | 0 |
| Government Employees Superannuation Board | 0 |
| Graylands Selby-Lemnos and Special Care Health Service | 101 |
| Great Southern Development Commission | 0 |
| Great Southern Health Region | 88 |
| Greenough, Shire of | 0 |
| Guardianship and Administration Board | 1 |
| Harvey, Shire of | 6 |
| Health, Department of | 56 |
| Health Promotion Foundation WA | 0 |
| Health Review, Office of | 14 |
| Heritage Council of Western Australia | 7 |
| Housing and Works, Department of | 107 |
| Indigenous Affairs, Department of | 5 |
| Industrial Relations Commission, Office of the Registrar | 1 |
| Industry and Resources, Department of | 190 |
| Insurance Commission of Western Australia | 54 |
| Irwin, Shire of | 0 |
| Jerramungup, Shire of | 0 |
| Joondalup, City of | 22 |
| Joondalup Health Campus | 287 |
| Justice, Department of | 402 |
| Kalamunda, Shire of | 16 |
| Kalamunda Health Service | 11 |
| Kalgoorlie-Boulder, City of | 4 |
| Katanning, Shire of | 0 |
| Kent, Shire of | 0 |
| Kimberley College of TAFE | 0 |

| AGENCY NAME | No. |
|--|-----|
| Kimberley Development Commission | 0 |
| Kimberley Health Region | 179 |
| Kojonup, Shire of | 0 |
| Kondinin, Shire of | 0 |
| Koorda, Shire of | 0 |
| Kulin, Shire of | 0 |
| Kwinana, Town of | 1 |
| Lake Grace, Shire of | 0 |
| Land Authority (LandCorp), Western Australian | 7 |
| Land Information, Department of | 3 |
| Laverton, Shire of | 0 |
| Law Reform Commission | 0 |
| Legal Aid Western Australia | 5 |
| Legal Practice Board, The | 2 |
| Legal Practitioners Complaints Committee, The | 2 |
| Leonora, Shire of | 0 |
| Local Government and Regional Development, Department of | 10 |
| Lotteries Commission | 0 |
| Main Roads Western Australia | 22 |
| Mandurah, City of | 10 |
| Manjimup, Shire of | 3 |
| Meat Industry Authority, Western Australian | 0 |
| Meekatharra, Shire of | 0 |
| Melville, City of | 19 |
| Menzies, Shire of | 0 |
| Merredin, Shire of | 0 |
| Metropolitan Cemeteries Board | 0 |
| Mid West Development Commission | 0 |
| Midland Redevelopment Authority | 0 |
| Midwest and Murchison Health Region | 94 |
| Mingenew, Shire of | 0 |
| Minister for Agriculture and Forestry; the Midwest and Wheatbelt | 4 |
| Minister for Community Development; Culture and the Arts; Women's Interests | 2 |
| Minister for Consumer and Employment Protection; Indigenous Affairs; Min Astg the Min for Water Res. | 3 |
| Minister for Disability Svcs; Sport and Recreation; Citizenship and Multicultural Interests; Seniors | 4 |
| Minister for Education and Training | 1 |
| Minister for Fisheries; the Kimberley, Pilbara and Gascoyne | 1 |
| Minister for Housing and Works; Heritage; Minister Ast. the Minister for Planning and Infrastructure | 5 |
| Minister for Justice; Small Business | 0 |
| Minister for Local Govt and Regional Development; Land Information; Goldfields-Esperance & Grt Sthn | 0 |
| Minister for Planning and Infrastructure | 11 |

STATISTICAL TABLES continued

| AGENCY NAME | No. |
|---|-------|
| Minister for Police and Emergency Services; Community Safety | 5 |
| Minister for State Development; Energy | 5 |
| Minister for the Environment; Science | 2 |
| Minister for Tourism; Racing and Gaming; Youth; Peel and the South West | 0 |
| Moora, Shire of | 0 |
| Mosman Park, Town of | 5 |
| Mount Marshall, Shire of | 0 |
| Mt. Magnet, Shire of | 0 |
| Mukinbudin, Shire of | 0 |
| Mullewa, Shire of | 0 |
| Mundaring, Shire of | 5 |
| Murdoch University | 8 |
| Murray, Shire of | 6 |
| Narrogin, Town of | 0 |
| Narrogin, Shire of | 0 |
| National Trust of Australia (WA) | 0 |
| Nedlands, City of | 9 |
| North Metropolitan Health Service | 94 |
| Northam, Town of | 0 |
| Northam, Shire of | 0 |
| Northampton, Shire of | 0 |
| Nungarin, Shire of | 0 |
| Nurses Board of Western Australia | 1 |
| Peel Development Commission | 1 |
| Peppermint Grove, Shire of | 0 |
| Perenjori, Shire of | 0 |
| Perth, City of | 16 |
| Perth Market Authority | 0 |
| Pilbara and Gascoyne Health Region | 84 |
| Pilbara College of TAFE | 1 |
| Pilbara Development Commission | 1 |
| Planning and Infrastructure, Department for | 217 |
| Plantagenet, Shire of | 0 |
| Police Force of Western Australia | 1,448 |
| Port Hedland, Town of | 0 |
| Port Hedland Port Authority | 0 |
| Potato Marketing Corporation of Western Australia | 0 |
| Premier and Cabinet, Department of the | 28 |
| Psychologists Registration Board of WA | 0 |
| Public Advocate, Office of the | 2 |
| Public Transport Authority | 17 |

| AGENCY NAME | No. |
|--|-------|
| Public Trust Office | 5 |
| Quairading, Shire of | 0 |
| Racing and Wagering Western Australia | 1 |
| Racing, Gaming and Liquor, Department of | 15 |
| Rockingham, City of | 8 |
| Rockingham/Kwinana Health Service | 167 |
| Rottneest Island Authority | 11 |
| Royal Perth Hospital | 1,137 |
| Salaries and Allowances Tribunal | 0 |
| Sandstone, Shire of | 0 |
| Serpentine/Jarrahdale, Shire of | 11 |
| Shark Bay, Shire of | 0 |
| Sir Charles Gairdner Hospital | 861 |
| Small Business Development Corporation | 1 |
| South Perth, City of | 19 |
| South West Area Health Service - Bunbury Network | 211 |
| South West Development Commission | 1 |
| South West Regional College of TAFE | 0 |
| Sport & Recreation, Department of | 6 |
| Sports Centre Trust | 0 |
| State Administrative Tribunal | 2 |
| State Supply Commission | 0 |
| Stirling, City of | 38 |
| Subiaco, City of | 12 |
| Swan, City of | 19 |
| Swan Health Service | 219 |
| Swan TAFE | 0 |
| Tambellup, Shire of | 0 |
| Three Springs, Shire of | 0 |
| Toodyay, Shire of | 1 |
| Tourism Commission | 4 |
| Trayning, Shire of | 0 |
| Treasury Corporation, Western Australian | 0 |
| Trotting Association, Western Australian | 0 |
| University of Western Australia, The | 9 |
| Victoria Park, Town of | 8 |
| Victoria Plains, Shire of | 1 |
| Vincent, Town of | 8 |
| Wagin, Shire of | 0 |
| Wandering, Shire of | 1 |

STATISTICAL TABLES continued

| AGENCY NAME | No. |
|---|--------------|
| Wanneroo, City of | 9 |
| Water Corporation | 20 |
| West Arthur, Shire of | 0 |
| West Coast College TAFE | 0 |
| Western Power Corporation | 39 |
| Westonia, Shire of | 0 |
| Wheatbelt Development Commission | 0 |
| Wheatbelt Health Region | 175 |
| Wickepin, Shire of | 0 |
| Williams, Shire of | 0 |
| Wiluna, Shire of | 0 |
| Women and Children's Health Service | 193 |
| Wongan-Ballidu, Shire of | 0 |
| Woodanilling, Shire of | 0 |
| Workers' Compensation & Rehabilitation Commission (WorkCover) | 12 |
| Wyalkatchem, Shire of | 0 |
| Yalgoo, Shire of | 0 |
| Yilgarn, Shire of | 0 |
| York, Shire of | 0 |
| Zoological Parks Authority | 0 |
| Total | 8,597 |

Notes:

- (1) This table reflects the total number of applications lodged and includes applications which may have been transferred to another agency, withdrawn or which are still to be dealt with.
- (2) The number actually dealt with by a decision issued to the applicant is reflected in the following table.
- (3) If an agency does not appear in this table, this is because the required statistical data was not received in time for publication.

TABLE 13
DECISIONS MADE—OUTCOME

| Agency | Access In Full No. (%) | Edited Access No. (%) | Access Deferred No. (%) | Access s.28 No. (%) | Access Refused No. (%) |
|--|------------------------------|-----------------------------|-------------------------------|---------------------------|------------------------------|
| Acacia Prison | 26(40.0%) | 36(55.4%) | 0(0.0%) | 0(0.0%) | 3(4.6%) |
| Agriculture, Department of | 1(14.3%) | 2(28.6%) | 0(0.0%) | 0(0.0%) | 4(57.1%) |
| AIMS Corporation | 5(71.4%) | 2(28.6%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Albany, City of | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Armadale, City of | 5(83.3%) | 1(16.7%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Armadale Health Service | 204(94.9%) | 10(4.7%) | 1(0.5%) | 0(0.0%) | 0(0.0%) |
| Attorney General; Minister for Health; Electoral Affairs | 0(0.0%) | 3(37.5%) | 0(0.0%) | 0(0.0%) | 5(62.5%) |
| Augusta-Margaret River, Shire of | 3(30.0%) | 7(70.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Bassendean, Town of | 0(0.0%) | 2(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Bayswater, City of | 7(58.3%) | 2(16.7%) | 0(0.0%) | 0(0.0%) | 3(25.0%) |
| Belmont, City of | 1(25.0%) | 3(75.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Bentley Health Service | 110(86.6%) | 15(11.8%) | 0(0.0%) | 0(0.0%) | 2(1.6%) |
| Botanic Gardens and Park Authority | 0(0.0%) | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) |
| Broome, Shire of | 3(60.0%) | 2(40.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Bruce Rock, Shire of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Builders' and Painters' Registration Board | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(100.0%) |
| Bunbury, City of | 2(18.2%) | 9(81.8%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Bunbury Port Authority | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Busselton, Shire of | 4(66.7%) | 2(33.3%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Cambridge, Town of | 1(50.0%) | 1(50.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Canning, City of | 2(25.0%) | 5(62.5%) | 0(0.0%) | 0(0.0%) | 1(12.5%) |
| Capel, Shire of | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Central Metropolitan College of TAFE | 0(0.0%) | 2(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Chittering, Shire of | 1(33.3%) | 2(66.7%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Claremont, Town of | 2(66.7%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(33.3%) |
| Cockburn, City of | 9(90.0%) | 1(10.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Community Development, Department for | 2(7.7%) | 19(73.1%) | 0(0.0%) | 0(0.0%) | 5(19.2%) |
| Conservation and Land Management, Department of | 2(28.6%) | 4(57.1%) | 0(0.0%) | 0(0.0%) | 1(14.3%) |
| Consumer and Employment Protection, Department of | 77(70.0%) | 27(24.5%) | 6(5.5%) | 0(0.0%) | 0(0.0%) |
| Coorow, Shire of | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Cottesloe, Town of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Cuballing, Shire of | 2(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Curriculum Council | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Curtin University of Technology | 5(62.5%) | 1(12.5%) | 0(0.0%) | 0(0.0%) | 2(25.0%) |
| Dampier Port Authority | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Dandaragan, Shire of | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Dardanup, Shire of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |

Note: Excludes applications that were withdrawn

| Agency | Access In Full | Edited Access | Access Deferred | Access s.28 | Access Refused |
|---|-------------------|------------------|--------------------|----------------|-------------------|
| Deputy Premier; Treasurer; Minister for Government Enterprises; Minister Assisting the Minister for Public Sector Management | 4(57.1%) | 2(28.6%) | 1(14.3%) | 0(0.0%) | 0(0.0%) |
| Disability Services Commission | 2(25.0%) | 5(62.5%) | 0(0.0%) | 0(0.0%) | 1(12.5%) |
| Drug and Alcohol Office | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Dundas, Shire of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Eastern Metropolitan Regional Council | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Edith Cowan University | 15(53.6%) | 1(3.6%) | 0(0.0%) | 0(0.0%) | 12(42.9%) |
| Education and Training, Department of | 16(23.5%) | 42(61.8%) | 2(2.9%) | 0(0.0%) | 8(11.8%) |
| Electoral Commission, Western Australian | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Environment, Department of | 20(24.4%) | 62(75.6%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Equal Opportunity Commission | 0(0.0%) | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Esperance, Shire of | 2(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Fire and Emergency Services Authority | 12(23.1%) | 39(75.0%) | 0(0.0%) | 0(0.0%) | 1(1.9%) |
| Fisheries, Department of | 1(33.3%) | 1(33.3%) | 0(0.0%) | 0(0.0%) | 1(33.3%) |
| Forest Products Commission | 0(0.0%) | 2(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Fremantle, City of | 5(50.0%) | 5(50.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Fremantle Hospital and Health Service | 416(86.0%) | 67(13.8%) | 0(0.0%) | 0(0.0%) | 1(0.2%) |
| Fremantle Port Authority | 3(75.0%) | 1(25.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Geraldton Port Authority | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(100.0%) |
| Gingin, Shire of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Gold Corporation | 0(0.0%) | 2(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Gosnells, City of | 13(65.0%) | 6(30.0%) | 0(0.0%) | 0(0.0%) | 1(5.0%) |
| Graylands Selby-Lemnos and Special Care Health Service | 39(42.9%) | 47(51.6%) | 0(0.0%) | 2(2.2%) | 3(3.3%) |
| Great Southern Health Region | 75(91.5%) | 1(1.2%) | 0(0.0%) | 1(1.2%) | 5(6.1%) |
| Guardianship and Administration Board | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(100.0%) |
| Harvey, Shire of | 6(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Health, Department of | 27(54.0%) | 10(20.0%) | 0(0.0%) | 1(2.0%) | 12(24.0%) |
| Health Review, Office of | 6(42.9%) | 6(42.9%) | 2(14.3%) | 0(0.0%) | 0(0.0%) |
| Heritage Council of Western Australia | 2(33.3%) | 4(66.7%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Housing and Works, Department of | 16(16.2%) | 74(74.7%) | 0(0.0%) | 0(0.0%) | 9(9.1%) |
| Indigenous Affairs, Department of | 1(20.0%) | 3(60.0%) | 0(0.0%) | 0(0.0%) | 1(20.0%) |
| Industrial Relations Commission, Office of the Registrar | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(100.0%) |
| Industry and Resources, Department of | 3(1.9%) | 105(68.2%) | 0(0.0%) | 0(0.0%) | 46(29.9%) |
| Insurance Commission of Western Australia | 4(8.2%) | 40(81.6%) | 0(0.0%) | 0(0.0%) | 5(10.2%) |
| Joondalup, City of | 0(0.0%) | 24(96.0%) | 0(0.0%) | 0(0.0%) | 1(4.0%) |
| Joondalup Health Campus | 260(95.9%) | 11(4.1%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Justice, Department of | 232(67.8%) | 71(20.8%) | 0(0.0%) | 5(1.5%) | 34(9.9%) |
| Kalamunda, Shire of | 5(33.3%) | 10(66.7%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Kalamunda Health Service | 11(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Kalgoorlie-Boulder, City of | 4(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Kimberley Health Region | 172(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |

| Agency | Access In Full No. (%) | Edited Access No. (%) | Access Deferred No. (%) | Access s.28 No. (%) | Access Refused No. (%) |
|--|------------------------------|-----------------------------|-------------------------------|---------------------------|------------------------------|
| Kwinana, Town of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Land Authority (LandCorp), Western Australian | 2(28.6%) | 2(28.6%) | 1(14.3%) | 0(0.0%) | 2(28.6%) |
| Land Information, Department of | 2(50.0%) | 2(50.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Legal Aid Western Australia | 1(50.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(50.0%) |
| Legal Practice Board, The | 0(0.0%) | 2(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Legal Practitioners Complaints Committee, The | 0(0.0%) | 2(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Local Government and Regional Development, Department of | 3(30.0%) | 2(20.0%) | 0(0.0%) | 0(0.0%) | 5(50.0%) |
| Main Roads Western Australia | 8(42.1%) | 10(52.6%) | 0(0.0%) | 0(0.0%) | 1(5.3%) |
| Mandurah, City of | 2(20.0%) | 6(60.0%) | 0(0.0%) | 0(0.0%) | 2(20.0%) |
| Manjimup, Shire of | 0(0.0%) | 3(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Melville, City of | 14(73.7%) | 3(15.8%) | 0(0.0%) | 0(0.0%) | 2(10.5%) |
| Mid West Development Commission | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Midwest and Murchison Health Region | 93(97.9%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 2(2.1%) |
| Minister for Agriculture and Forestry; the Midwest and Wheatbelt | 1(50.0%) | 1(50.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Minister for Community Development; Culture and the Arts; Women's Interests | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(100.0%) |
| Minister for Consumer and Employment Protection; Indigenous Affairs; Minister Assisting the Minister for Water Resources | 1(33.3%) | 2(66.7%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Minister for Disability Services; Sport and Recreation; Citizenship and Multicultural Interests; Seniors | 1(50.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(50.0%) |
| Minister for Housing and Works; Heritage; Minister Assisting. the Minister for Planning and Infrastructure | 5(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Minister for Planning and Infrastructure | 2(20.0%) | 8(80.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Minister for Police and Emergency Services; Community Safety | 5(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Minister for State Development; Energy | 0(0.0%) | 3(60.0%) | 0(0.0%) | 0(0.0%) | 2(40.0%) |
| Minister for the Environment; Science | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(100.0%) |
| Mosman Park, Town of | 4(80.0%) | 1(20.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Mundaring, Shire of | 3(60.0%) | 2(40.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Murdoch University | 2(28.6%) | 3(42.9%) | 0(0.0%) | 0(0.0%) | 2(28.6%) |
| Murray, Shire of | 1(50.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 1(50.0%) |
| Nedlands, City of | 0(0.0%) | 5(71.4%) | 0(0.0%) | 1(14.3%) | 1(14.3%) |
| North Metropolitan Health Service | 69(73.4%) | 20(21.3%) | 0(0.0%) | 0(0.0%) | 5(5.3%) |
| Peel Development Commission | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Perth, City of | 2(13.3%) | 12(80.0%) | 0(0.0%) | 0(0.0%) | 1(6.7%) |
| Pilbara and Gascoyne Health Region | 84(96.6%) | 3(3.4%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Pilbara College of TAFE | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Pilbara Development Commission | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Planning and Infrastructure, Department for | 58(29.7%) | 95(48.7%) | 0(0.0%) | 0(0.0%) | 42(21.5%) |
| Police Force of Western Australia | 182(14.4%) | 898(71.3%) | 5(0.4%) | 0(0.0%) | 175(13.9%) |
| Premier and Cabinet, Department of the | 8(26.7%) | 17(56.7%) | 0(0.0%) | 0(0.0%) | 5(16.7%) |
| Public Advocate, Office of the | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Public Transport Authority | 9(60.0%) | 3(20.0%) | 0(0.0%) | 0(0.0%) | 3(20.0%) |

STATISTICAL TABLES continued

| Agency | Access In Full | Edited Access | Access Deferred | Access s.28 | Access Refused |
|---|-------------------|------------------|--------------------|----------------|-------------------|
| Public Trust Office | 3(60.0%) | 1(20.0%) | 0(0.0%) | 0(0.0%) | 1(20.0%) |
| Racing, Gaming and Liquor, Department of | 4(30.8%) | 8(61.5%) | 0(0.0%) | 0(0.0%) | 1(7.7%) |
| Rockingham, City of | 4(57.1%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 3(42.9%) |
| Rockingham/Kwinana Health Service | 138(85.7%) | 11(6.8%) | 0(0.0%) | 0(0.0%) | 12(7.5%) |
| Rottnest Island Authority | 2(20.0%) | 8(80.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Royal Perth Hospital | 1067(98.4%) | 11(1.0%) | 0(0.0%) | 0(0.0%) | 6(0.6%) |
| Serpentine/Jarrahdale, Shire of | 3(33.3%) | 3(33.3%) | 0(0.0%) | 0(0.0%) | 3(33.3%) |
| Sir Charles Gairdner Hospital | 830(98.7%) | 11(1.3%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Small Business Development Corporation | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| South Perth, City of | 8(47.1%) | 8(47.1%) | 0(0.0%) | 0(0.0%) | 1(5.9%) |
| South West Area Health Service - Bunbury Network | 135(67.2%) | 58(28.9%) | 0(0.0%) | 0(0.0%) | 8(4.0%) |
| South West Development Commission | 3(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Sport & Recreation, Department of | 3(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| State Administrative Tribunal | 0(0.0%) | 1(50.0%) | 0(0.0%) | 0(0.0%) | 1(50.0%) |
| Stirling, City of | 6(17.1%) | 18(51.4%) | 1(2.9%) | 0(0.0%) | 9(25.7%) |
| Subiaco, City of | 6(50.0%) | 5(41.7%) | 0(0.0%) | 0(0.0%) | 1(8.3%) |
| Swan, City of | 2(13.3%) | 13(86.7%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Swan Health Service | 178(84.0%) | 30(14.2%) | 2(0.9%) | 2(0.9%) | 0(0.0%) |
| Toodyay, Shire of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Tourism Commission | 1(33.3%) | 2(66.7%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| University of Western Australia, The | 3(42.9%) | 3(42.9%) | 0(0.0%) | 0(0.0%) | 1(14.3%) |
| Victoria Park, Town of | 2(50.0%) | 2(50.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Victoria Plains, Shire of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Vincent, Town of | 1(16.7%) | 3(50.0%) | 0(0.0%) | 0(0.0%) | 2(33.3%) |
| Wandering, Shire of | 1(100.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) | 0(0.0%) |
| Wanneroo, City of | 1(14.3%) | 3(42.9%) | 0(0.0%) | 0(0.0%) | 3(42.9%) |
| Water Corporation | 10(52.6%) | 5(26.3%) | 1(5.3%) | 0(0.0%) | 3(15.8%) |
| Western Power Corporation | 14(45.2%) | 11(35.5%) | 0(0.0%) | 0(0.0%) | 6(19.4%) |
| Wheatbelt Health Region | 169(96.6%) | 2(1.1%) | 0(0.0%) | 0(0.0%) | 3(1.7%) |
| Women and Children's Health Service | 148(91.9%) | 11(6.8%) | 1(0.6%) | 0(0.0%) | 1(0.6%) |
| Workers' Compensation & Rehabilitation Commission (WorkCover) | 9(81.8%) | 1(9.1%) | 0(0.0%) | 0(0.0%) | 1(9.1%) |
| Total | 5176 | 2141 | 24 | 12 | 493 |
| | 65.97% | 27.29% | 0.31% | 0.15% | 6.28% |
| Grand Total | 7846 | | | | |

TABLE 14
NUMBER OF TIMES EXEMPTION CLAUSES WERE USED BY AGENCIES

| Agency | CLAUSE NUMBER OF EXEMPTION | | | | | | | | | | | | | | | |
|---|----------------------------|---|----|----|----|----|---|---|---|---|----|----|----|----|----|----|
| | (Schedule 1 of the Act) | | | | | | | | | | | | | | | |
| | 1 | 2 | 3 | 4 | 4A | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
| Acacia Prison | 0 | 0 | 36 | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Agriculture, Department of | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| AIMS Corporation | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 |
| Armadale, City of | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Armadale Health Service | 0 | 0 | 7 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Attorney General; Minister for Health; Electoral Affairs | 1 | 0 | 5 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Augusta-Margaret River, Shire of | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 1 | 2 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Bayswater, City of | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Belmont, City of | 0 | 0 | 3 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Bentley Health Service | 0 | 0 | 15 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Builders' and Painters' Registration Board | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Cambridge, Town of | 0 | 0 | 1 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Canning, City of | 0 | 0 | 5 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Capel, Shire of | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Central Metropolitan College of TAFE | 0 | 0 | 2 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Chittering, Shire of | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Claremont, Town of | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Cockburn, City of | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Community Development, Department for | 0 | 0 | 19 | 0 | 0 | 10 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Conservation and Land Management, Department of | 0 | 0 | 2 | 0 | 0 | 0 | 2 | 2 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| Consumer and Employment Protection, Department of | 0 | 0 | 20 | 4 | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Coorow, Shire of | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Culture and the Arts, Department of | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Curtin University of Technology | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Dandaragan, Shire of | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Deputy Premier; Treasurer; Minister for Government Enterprises; Minister Assisting the Minister for Public Sector Management | 0 | 0 | 6 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Disability Services Commission | 0 | 1 | 3 | 1 | 0 | 0 | 2 | 0 | 1 | 0 | 0 | 2 | 0 | 0 | 0 | 0 |
| Drug and Alcohol Office | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Edith Cowan University | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Education and Training, Department of | 0 | 0 | 43 | 0 | 1 | 7 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Environment, Department of | 3 | 0 | 58 | 10 | 0 | 4 | 5 | 7 | 1 | 0 | 1 | 1 | 0 | 0 | 0 | 0 |
| Equal Opportunity Commission | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Fire and Emergency Services Authority | 0 | 0 | 37 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Fisheries, Department of | 0 | 0 | 0 | 1 | 0 | 1 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Forest Products Commission | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| Fremantle, City of | 0 | 0 | 4 | 0 | 0 | 3 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

Note: Agencies which did not cite exemptions are omitted.

| Agency | CLAUSE NUMBER OF EXEMPTION (Schedule 1 of the Act) | | | | | | | | | | | | | | | |
|--|---|---|---------|----|----|---|----|----|---|---|----|----|----|----|----|----|
| | 1 | 2 | 3 | 4 | 4A | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
| Fremantle Hospital and Health Service | 0 | 0 | 67 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Fremantle Port Authority | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| Geraldton Port Authority | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Gold Corporation | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 |
| Gosnells, City of | 0 | 0 | 3 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Graylands Selby-Lemnos and Special Care Health Service | 0 | 0 | 49 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 | 0 | 0 | 0 |
| Great Southern Health Region | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Health, Department of | 0 | 0 | 5 | 2 | 0 | 2 | 1 | 2 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Health Review, Office of | 0 | 0 | 5 | 0 | 0 | 0 | 4 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Heritage Council of Western Australia | 0 | 0 | 3 | 0 | 0 | 0 | 3 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Housing and Works, Department of | 0 | 0 | 75 | 2 | 0 | 4 | 2 | 6 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Indigenous Affairs, Department of | 0 | 0 | 2 | 1 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Industrial Relations Commission, Office of the Registrar | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Industry and Resources, Department of | 0 | 0 | 10 9 | 26 | 0 | 0 | 1 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Insurance Commission of Western Australia | 0 | 0 | 44 | 16 | 0 | 0 | 5 | 11 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Joondalup, City of | 0 | 0 | 23 | 3 | 0 | 0 | 2 | 5 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Joondalup Health Campus | 0 | 0 | 10 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Justice, Department of | 0 | 0 | 60 | 0 | 0 | 0 | 16 | 2 | 0 | 0 | 0 | 12 | 0 | 0 | 0 | 0 |
| Kwinana, Town of | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Land Authority (LandCorp), Western Australian | 1 | 0 | 0 | 1 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Land Information, Department of | 0 | 0 | 0 | 2 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Legal Aid Western Australia | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Legal Practice Board, The | 0 | 0 | 2 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Legal Practitioners Complaints Committee, The | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Local Government and Regional Development, Department of | 0 | 0 | 0 | 0 | 0 | 2 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Main Roads Western Australia | 0 | 0 | 8 | 3 | 0 | 0 | 0 | 3 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Mandurah, City of | 0 | 0 | 8 | 0 | 0 | 2 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Manjimup, Shire of | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Melville, City of | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Minister for Agriculture and Forestry; the Midwest and Wheatbelt | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Minister for Planning and Infrastructure | 5 | 0 | 8 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Minister for Police and Emergency Services; Community Safety | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Minister for State Development; Energy | 0 | 0 | 3 | 4 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Mosman Park, Town of | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

| Agency | CLAUSE NUMBER OF EXEMPTION (Schedule 1 of the Act) | | | | | | | | | | | | | | | |
|--|---|----------|------------|------------|----------|------------|-----------|-----------|-----------|----------|----------|-----------|----------|----------|----------|----------|
| | 1 | 2 | 3 | 4 | 4A | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
| Murdoch University | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Murray, Shire of | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Nedlands, City of | 0 | 0 | 0 | 3 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| North Metropolitan Health Service | 0 | 0 | 20 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Peel Development Commission | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Perth, City of | 0 | 0 | 12 | 2 | 0 | 1 | 0 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Planning and Infrastructure, Department for | 1 | 0 | 94 | 5 | 0 | 0 | 13 | 5 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Police Force of Western Australia | 0 | 0 | 826 | 0 | 0 | 108 | 2 | 2 | 0 | 0 | 0 | 4 | 0 | 1 | 0 | 0 |
| Premier and Cabinet, Department of the | 8 | 0 | 15 | 4 | 0 | 0 | 1 | 2 | 2 | 0 | 0 | 0 | 1 | 0 | 0 | 0 |
| Public Transport Authority | 1 | 0 | 0 | 0 | 0 | 0 | 2 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| Public Trust Office | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Racing, Gaming and Liquor, Department of | 0 | 0 | 7 | 4 | 0 | 2 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Rockingham, City of | 0 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Rockingham/Kwinana Health Service | 0 | 0 | 11 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Rottnest Island Authority | 0 | 0 | 8 | 1 | 0 | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Royal Perth Hospital | 0 | 0 | 10 | 0 | 0 | 1 | 0 | 0 | 6 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Serpentine/Jarrahdale, Shire of | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Sir Charles Gairdner Hospital, North Metropolitan Health Service | 0 | 0 | 11 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| South Perth, City of | 0 | 0 | 3 | 4 | 0 | 2 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| South West Area Health Service - Bunbury Network | 0 | 0 | 62 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Sport & Recreation, Department of | 3 | 0 | 0 | 3 | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Stirling, City of | 0 | 0 | 16 | 1 | 0 | 1 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Subiaco, City of | 0 | 0 | 2 | 2 | 0 | 1 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Swan, City of | 0 | 0 | 13 | 2 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Swan Health Service | 0 | 0 | 30 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Tourism Commission | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| University of Western Australia, The | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 3 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| Victoria Park, Town of | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Vincent, Town of | 0 | 0 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Wanneroo, City of | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 6 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Water Corporation | 1 | 0 | 1 | 4 | 0 | 1 | 1 | 3 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 |
| Western Power Corporation | 0 | 1 | 10 | 4 | 0 | 0 | 1 | 3 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Women and Children's Health Service | 0 | 0 | 10 | 0 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Workers' Compensation & Rehabilitation Commission (WorkCover) | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total | 25 | 3 | 194 | 128 | 1 | 170 | 90 | 88 | 47 | 1 | 6 | 32 | 2 | 1 | 2 | 2 |

Note: Agencies which did not cite exemptions are omitted.

TABLE 15
OUTCOME OF REQUESTS FOR INTERNAL REVIEW

| Agency | OUTCOME | | | | |
|--|-------------------|--------------------|-----------------|-------------------|-----------|
| | Requests Received | Decision Confirmed | Decision Varied | Decision Reversed | Withdrawn |
| Acacia Prison | 1 | 1 | 0 | 0 | 0 |
| Agriculture, Department of | 3 | 3 | 0 | 0 | 0 |
| Armadale Health Service | 1 | 0 | 0 | 0 | 0 |
| Augusta-Margaret River, Shire of | 1 | 8 | 0 | 0 | 2 |
| Bentley Health Service | 1 | 1 | 0 | 0 | 0 |
| Bunbury Port Authority | 1 | 0 | 1 | 0 | 0 |
| Canning, City of | 2 | 2 | 0 | 0 | 0 |
| Claremont, Town of | 1 | 1 | 0 | 0 | 0 |
| Community Development, Department for | 1 | 0 | 1 | 0 | 0 |
| Conservation and Land Management, Department of | 1 | 1 | 0 | 0 | 0 |
| Consumer and Employment Protection, Department of | 4 | 3 | 1 | 0 | 0 |
| Disability Services Commission | 1 | 1 | 0 | 0 | 0 |
| Edith Cowan University | 7 | 2 | 0 | 0 | 5 |
| Education and Training, Department of | 8 | 7 | 1 | 0 | 0 |
| Environment, Department of | 3 | 1 | 2 | 0 | 0 |
| Fire and Emergency Services Authority | 1 | 0 | 1 | 0 | 0 |
| Fremantle Hospital and Health Service | 1 | 0 | 1 | 0 | 0 |
| Geraldton Port Authority | 1 | 0 | 0 | 0 | 1 |
| Gosnells, City of | 1 | 0 | 0 | 1 | 0 |
| Graylands Selby-Lemnors and Special Care Health Service | 4 | 3 | 1 | 0 | 0 |
| Great Southern Health Region | 1 | 1 | 0 | 0 | 0 |
| Health, Department of | 2 | 2 | 0 | 0 | 0 |
| Housing and Works, Department of | 12 | 10 | 1 | 0 | 1 |
| Industrial Relations Commission, Office of the Registrar | 1 | 1 | 0 | 0 | 0 |
| Industry and Resources, Department of | 6 | 4 | 2 | 0 | 0 |
| Insurance Commission of Western Australia | 3 | 3 | 0 | 0 | 0 |
| Joondalup, City of | 1 | 1 | 0 | 0 | 0 |
| Justice, Department of | 14 | 14 | 0 | 0 | 0 |
| Kalgoorlie-Boulder, City of | 4 | 4 | 0 | 0 | 0 |
| Land Authority (LandCorp), Western Australian | 4 | 4 | 0 | 0 | 0 |
| Land Information, Department of | 1 | 1 | 0 | 0 | 0 |
| Legal Aid Western Australia | 1 | 1 | 0 | 0 | 0 |
| Local Government and Regional Development, Department of | 1 | 1 | 0 | 0 | 0 |
| Main Roads Western Australia | 2 | 1 | 1 | 0 | 0 |
| Melville, City of | 1 | 1 | 0 | 0 | 0 |
| Mosman Park, Town of | 1 | 0 | 1 | 0 | 0 |
| Murdoch University | 1 | 1 | 0 | 0 | 0 |

| Agency | OUTCOME | | | | |
|---|-------------------|--------------------|-----------------|-------------------|-----------|
| | Requests Received | Decision Confirmed | Decision Varied | Decision Reversed | Withdrawn |
| Peel Development Commission | 1 | 0 | 0 | 0 | 0 |
| Planning and Infrastructure, Department for | 6 | 3 | 1 | 2 | 0 |
| Police Force of Western Australia | 27 | 25 | 2 | 0 | 0 |
| Premier and Cabinet, Department of the | 3 | 1 | 2 | 0 | 0 |
| Racing, Gaming and Liquor, Department of | 1 | 1 | 0 | 0 | 0 |
| Rockingham, City of | 1 | 1 | 0 | 0 | 0 |
| Rottneet Island Authority | 1 | 1 | 0 | 0 | 0 |
| South Perth, City of | 1 | 1 | 0 | 0 | 0 |
| Stirling, City of | 6 | 5 | 1 | 0 | 0 |
| Swan, City of | 2 | 2 | 0 | 0 | 0 |
| University of Western Australia, The | 1 | 0 | 0 | 0 | 1 |
| Water Corporation | 3 | 2 | 1 | 0 | 0 |
| Western Power Corporation | 5 | 4 | 0 | 0 | 0 |
| Total | 158 | 130 | 21 | 3 | 10 |

TABLE 16
REQUESTS FOR AMENDMENT OF PERSONAL INFORMATION

| Agency | Received | Amended | Not Amended | Amended (but not as Requested) | Withdrawn |
|--|-----------|----------|-------------|--------------------------------|-----------|
| Armadale Health Service | 1 | 0 | 0 | 1 | 0 |
| Bentley Health Service | 1 | 1 | 0 | 0 | 0 |
| Central Metropolitan College of TAFE | 2 | 2 | 0 | 0 | 0 |
| Education and Training, Department of | 1 | 0 | 0 | 1 | 0 |
| Graylands Selby-Lemnos and Special Care Health Service | 2 | 0 | 2 | 0 | 0 |
| Health, Department of | 1 | 0 | 2 | 0 | 0 |
| Health Review, Office of | 1 | 1 | 0 | 0 | 0 |
| Housing and Works, Department of | 1 | 0 | 1 | 0 | 0 |
| Murdoch University | 1 | 0 | 1 | 0 | 0 |
| Police Force of Western Australia | 1 | 0 | 1 | 0 | 0 |
| Sir Charles Gairdner Hospital | 2 | 1 | 1 | 0 | 0 |
| University of Western Australia, The | 1 | 0 | 1 | 0 | 0 |
| Total | 15 | 5 | 9 | 2 | 0 |

TABLE 17
INTERNAL REVIEW RE: AMENDMENT OF PERSONAL INFORMATION

| Agency | Applications | Confirmed | Varied | Reversed | Withdrawn |
|--|--------------|-----------|----------|----------|-----------|
| Housing and Works, Department of | 1 | 1 | 0 | 0 | 0 |
| Health, Department of | 2 | 2 | 0 | 0 | 0 |
| Health Review, Office of | 1 | 0 | 1 | 0 | 0 |
| Murdoch University | 1 | 0 | 0 | 0 | 0 |
| Education and Training, Department of | 1 | 1 | 0 | 0 | 0 |
| Graylands Selby-Lemnos and Special Care Health Service | 2 | 2 | 0 | 0 | 0 |
| Total | 8 | 6 | 1 | 0 | 0 |

TABLE 18
FEES AND CHARGES CALCULATED BY AGENCIES

| Agency | Application Fees Collected | AMOUNT OF CHARGES | |
|---|----------------------------|-------------------|-----------|
| | | Reduced or Waived | Collected |
| Agriculture, Department of | \$240 | \$0 | \$0 |
| Albany, City of | \$60 | \$660 | \$30 |
| Armadale, City of | \$150 | \$429 | \$0 |
| Attorney General; Minister for Health; Electoral Affairs | \$210 | \$0 | \$0 |
| Augusta-Margaret River, Shire of | \$420 | \$0 | \$0 |
| Bassendean, Town of | \$30 | \$0 | \$0 |
| Bayswater, City of | \$300 | \$424 | \$0 |
| Belmont, City of | \$240 | \$392 | \$0 |
| Broome, Shire of | \$120 | \$0 | \$30 |
| Bruce Rock, Shire of | \$30 | \$0 | \$0 |
| Bunbury, City of | \$330 | \$96 | \$0 |
| Bunbury Port Authority | \$30 | \$0 | \$0 |
| Busselton, Shire of | \$90 | \$826 | \$0 |
| Cambridge, Town of | \$90 | \$181 | \$0 |
| Canning, City of | \$330 | \$321 | \$0 |
| Capel, Shire of | \$30 | \$240 | \$0 |
| Chittering, Shire of | \$90 | \$113 | \$0 |
| Claremont, Town of | \$90 | \$90 | \$0 |
| Cockburn, City of | \$330 | \$51 | \$107 |
| Community Development, Department for | \$240 | \$0 | \$0 |
| Conservation and Land Management, Department of | \$240 | \$0 | \$0 |
| Consumer and Employment Protection, Department of | \$3,210 | \$624 | \$135 |
| Cottesloe, Town of | \$120 | \$0 | \$0 |
| Cuballing, Shire of | \$30 | \$48 | \$0 |
| Culture and the Arts, Department of | \$30 | \$0 | \$0 |
| Curriculum Council | \$33 | \$0 | \$0 |
| Curtin University of Technology | \$0 | \$0 | \$30 |
| Dampier Port Authority | \$90 | \$0 | \$0 |
| Dandaragan, Shire of | \$30 | \$30 | \$0 |
| Deputy Premier; Treasurer; Minister for Govt Enterprises; Minister Assisting the Minister for PSM | \$180 | \$0 | \$0 |
| Disability Services Commission | \$120 | \$0 | \$0 |
| Drug and Alcohol Office | \$30 | \$0 | \$0 |
| Dundas, Shire of | \$30 | \$0 | \$0 |
| Education and Training, Department of | \$390 | \$0 | \$0 |
| Electoral Commission, Western Australian | \$60 | \$0 | \$0 |
| Environment, Department of | \$2,730 | \$0 | \$0 |
| Esperance, Shire of | \$60 | \$0 | \$0 |
| Fire and Emergency Services Authority | \$1,590 | \$1,041 | \$146 |
| Fisheries, Department of | \$90 | \$0 | \$0 |

| Agency | Application Fees Collected | AMOUNT OF CHARGES | |
|--|----------------------------|-------------------|-----------|
| | | Reduced or Waived | Collected |
| Forest Products Commission | \$60 | \$2,234 | \$0 |
| Fremantle, City of | \$360 | \$99 | \$246 |
| Fremantle Hospital and Health Service | \$90 | \$0 | \$0 |
| Fremantle Port Authority | \$90 | \$0 | \$0 |
| Gingin, Shire of | \$30 | \$0 | \$0 |
| Gold Corporation | \$60 | \$0 | \$0 |
| Gosnells, City of | \$210 | \$210 | \$0 |
| Graylands Selby-Lemnos and Special Care Health Service | \$30 | \$0 | \$0 |
| Great Southern Health Region | \$30 | \$124 | \$270 |
| Harvey, Shire of | \$180 | \$99 | \$0 |
| Health, Department of | \$960 | \$714 | \$0 |
| Heritage Council of Western Australia | \$210 | \$0 | \$0 |
| Housing and Works, Department of | \$545 | \$649 | \$11 |
| Indigenous Affairs, Department of | \$120 | \$0 | \$0 |
| Industrial Relations Commission, Office of the Registrar | \$30 | \$0 | \$0 |
| Industry and Resources, Department of | \$5,040 | \$3,418 | \$23 |
| Joondalup, City of | \$630 | \$156 | \$30 |
| Joondalup Health Campus | \$30 | \$0 | \$0 |
| Justice, Department of | \$630 | \$284 | \$0 |
| Kalamunda, Shire of | \$420 | \$27 | \$0 |
| Kalgoorlie-Boulder, City of | \$120 | \$0 | \$0 |
| Kimberley Health Region | \$4,975 | \$5,615 | \$0 |
| Land Authority (LandCorp), Western Australian | \$120 | \$0 | \$0 |
| Land Information, Department of | \$90 | \$56 | \$0 |
| Legal Practice Board, The | \$60 | \$11 | \$0 |
| Legal Practitioners Complaints Committee, The | \$64 | \$64 | \$0 |
| Local Government and Regional Development, Department of | \$90 | \$0 | \$60 |
| Main Roads Western Australia | \$660 | \$175 | \$95 |
| Mandurah, City of | \$300 | \$1,611 | \$222 |
| Manjimup, Shire of | \$90 | \$0 | \$0 |
| Melville, City of | \$688 | \$121 | \$130 |
| Minister for Agriculture and Forestry; the Midwest and Wheatbelt | \$120 | \$0 | \$0 |
| Minister for Community Development; Culture and the Arts; Women's Interests | \$60 | \$0 | \$0 |
| Minister for Consumer and Employment Protection; Indigenous Affairs; Minister Assisting the Minister for Water Resources | \$90 | \$0 | \$0 |
| Minister for Disability Services; Sport and Recreation; Citizenship and Multicultural Interests; Seniors | \$120 | \$0 | \$0 |
| Minister for Education and Training | \$30 | \$0 | \$0 |
| Minister for Fisheries; the Kimberley, Pilbara and Gascoyne | \$30 | \$0 | \$0 |
| Minister for Housing and Works; Heritage; Minister Assisting the Minister for Planning and Infrastructure | \$150 | \$0 | \$0 |

| Agency | Application Fees Collected | AMOUNT OF CHARGES | |
|---|----------------------------|-------------------|-----------------|
| | | Reduced or Waived | Collected |
| Minister for Planning and Infrastructure | \$330 | \$0 | \$0 |
| Minister for Police and Emergency Services; Community Safety | \$120 | \$0 | \$0 |
| Minister for State Development; Energy | \$90 | \$0 | \$0 |
| Minister for the Environment; Science | \$60 | \$0 | \$0 |
| Mosman Park, Town of | \$150 | \$180 | \$0 |
| Mundaring, Shire of | \$150 | \$0 | \$0 |
| Murdoch University | \$120 | \$133 | \$0 |
| Murray, Shire of | \$180 | \$0 | \$0 |
| Nedlands, City of | \$270 | \$0 | \$0 |
| Nurses Board of Western Australia | \$30 | \$0 | \$0 |
| Peel Development Commission | \$30 | \$0 | \$0 |
| Perth, City of | \$420 | \$1,328 | \$228 |
| Planning and Infrastructure, Department for | \$5,168 | \$624 | \$0 |
| Police Force of Western Australia | \$29,490 | \$6,557 | \$36,047 |
| Premier and Cabinet, Department of the | \$600 | \$0 | \$0 |
| Public Transport Authority | \$390 | \$0 | \$0 |
| Racing and Wagering Western Australia | \$30 | \$0 | \$0 |
| Racing, Gaming and Liquor, Department of | \$450 | \$0 | \$0 |
| Rockingham, City of | \$210 | \$0 | \$0 |
| Rockingham/Kwinana Health Service | \$0 | \$0 | \$30 |
| Royal Perth Hospital | \$30 | \$0 | \$0 |
| Serpentine/Jarrahdale, Shire of | \$270 | \$148 | \$0 |
| Sir Charles Gairdner Hospital | \$120 | \$0 | \$0 |
| Small Business Development Corporation | \$0 | \$0 | \$30 |
| South Perth, City of | \$510 | \$5 | \$0 |
| South West Area Health Service - Bunbury Network | \$120 | \$0 | \$0 |
| Sport & Recreation, Department of | \$90 | \$0 | \$0 |
| Stirling, City of | \$1,064 | \$0 | \$0 |
| Subiaco, City of | \$360 | \$412 | \$30 |
| Swan, City of | \$503 | \$604 | \$0 |
| Tourism Commission | \$90 | \$0 | \$0 |
| University of Western Australia, The | \$60 | \$0 | \$0 |
| Victoria Park, Town of | \$120 | \$0 | \$0 |
| Victoria Plains, Shire of | \$30 | \$264 | \$0 |
| Vincent, Town of | \$120 | \$0 | \$0 |
| Wandering, Shire of | \$44 | \$108 | \$0 |
| Wanneroo, City of | \$150 | \$60 | \$120 |
| Water Corporation | \$420 | \$616 | \$0 |
| Western Power Corporation | \$780 | \$0 | \$0 |
| Women and Children's Health Service | \$180 | \$128 | \$90 |
| Workers' Compensation & Rehabilitation Commission (WorkCover) | \$120 | \$0 | \$0 |
| Total | \$73,592 | \$32,401 | \$38,139 |

Note: Agencies which did not collect application fees or impose charges are omitted.

TABLE 19
REASONS FOR REDUCTION OF CHARGES

| Reasons for Reduction | No. | (%) |
|-----------------------|-----|---------|
| Impecunious | 0 | 0.00% |
| Pensioner | 8 | 1.87% |
| Other | 420 | 98.13% |
| Total | 428 | 100.00% |

FURTHER INFORMATION

For any further information on the Office of the Information Commissioner's role and functions, please contact the office at:

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