1 December 2017

Dear [Redacted]

Freedom of Information Request No. 201700046

I refer to your request, under the Freedom of Information Act 1982. I have taken your request to be for access to:

The titles or headings of the at least 9 documents that are part of the 30-year Purpose Built Student Accommodation transaction, signed in 2016, concerning Burton & Garran Hall, Graduate House, Toad Hall, Ursula Hall, Davey Lodge, Lena Karmel Lodge, Kinloch Lodge, and Warrumbul Lodge.

As the Freedom of Information delegate I find that 90 documents were found pertaining to your request.

I have decided, as an officer authorised under section 23(1) of the FOI Act to make decisions in relation to FOI requests:

- 90 documents are exempt from release under Section 45 of the FOI Act.

Section 45 of the Act provides that:

(1) A document is an exempt document if its disclosure under this Act would found an action, by a person (other than an agency, the Commonwealth, or Norfolk Island), for breach of confidence.

The documents discovered and determined to be exempt under Section 45 were supplied on a confidential basis by third parties for a specific purpose. I have determined that if the University were to disclose the information, the disclosure could result in claims against the University. In making my decision I considered the following factors:

(a) The information identified as confidential is not publicly available;
(b) The information was provided to and received by the University on the basis that the information would remain confidential; and
(c) The disclosure of the information would likely have a negative impact on those who provided the information.

I have therefore exempted material obtained in confidence.

If you wish to discuss this decision, please contact me using the details below.

David Brumby
FOI Coordinator
University Records
The Australian National University
10A East Road
Canberra ACT 2601

+61 2 6125 4237
foi@anu.edu.au

CRICOS Provider No. 00120C
Yours sincerely

David Brumby
FOI Coordinator
University Records
+61 2 6125 4237
foil@anu.edu.au
Your review rights

If you are dissatisfied with my decision, you may apply for internal review or Information Commissioner review of the decision. We encourage you to seek internal review as a first step as it may provide a more rapid resolution of your concerns.

Application for Internal Review of Decision

Section 54A of the Act, gives you the right to apply for an internal review of my decision.

It must be made in writing within 30 days of receipt of this letter, no particular form is required but it is desirable to set out in the application the grounds on which you consider the decision should be reviewed.

The application should be addressed to:

Chief Operating Officer
Office of the Vice-Chancellor
Building 10
The Australian National University
Canberra ACT 2601

Or via email: chris.grange@anu.edu.au

Application for Information Commissioner Review of decision

Under section 54L of the FOI Act, you may apply to the Australian Information Commissioner to review my decision. An application must be made in writing within 60 days of the date of this letter, and be lodged in one of the following ways:

online: https://forms.business.gov.au/aba/oaic/foi-review-
email: enquiries@oaic.gov.au
post: GPO Box 5218, Sydney NSW 2001
in person: Level 3, 175 Pitt Street, Sydney NSW 2000