

Question on Notice

No. 640

Asked on 17 May 2018

MR M MCARDLE ASKED THE ATTORNEY-GENERAL AND MINISTER FOR JUSTICE (HON Y D'ATH) –

QUESTION:

Will the Attorney-General advise how the department enforces section 78 of the *Right to Information Act 2009*, specifically in relation to the publication of right to information decisions, as soon as practicable?

ANSWER:

I thank the Member for Caloundra for his question.

I have been advised that when the department receives a valid application under the *Right to Information Act 2009* (RTI Act), it places on the disclosure log the details of the information being sought by the applicant, and the date the application was made.

After a decision is made on the application, an officer then considers which documents may be placed on the disclosure log, taking into account the requirements of the RTI Act.

Information about the number of pages published in a disclosure log, for all agencies subject to the RTI Act, is published each year in the annual report required under the RTI Act and the *Information Privacy Act 2009* (IP Act).

The Office of the Information Commissioner (OIC) monitors and reports on compliance with the RTI Act and the IP Act by all agencies, including in relation to disclosure logs. The OIC would consider whether documents are published on disclosure logs 'as soon as practicable' as required by the RTI Act, as part of that role.