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To "justice.policy@agd.nsw.gov.au" <justice.policy@agd.nsw.gov.au>  
cc  
Subject GIPA Review

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The Director, Justice Policy, Department of Police and Justice, GPO [Box 6, Sydney NSW 2001](#)

Email to [justice.policy@agd.nsw.gov.au](mailto:justice.policy@agd.nsw.gov.au)

Dear Director , Justice Policy ,

**Acceptance of my Public Submission on the GIPA Act would be Greatly Appreciated.**

**As well as Public Interests in Open Government I am also motivated and placed to respond to the GIPA review by recent experience with an information access application to NSW Department of Education and Communities [DEC] dealt with by the Office of Aboriginal Affairs. To add context to my submission I Hope it is helpful to append the Notice of Decision [NoD] as a recent example of my interaction with the processes of the legislation.**

**The NoD at pages 2 and 6 links the notions that information on a departmental database is 'not the department's information.' Therefore can the review Please consider the circumstances of how information on a NSW government department's Email database can be held by that department and related to an entity receiving government funding and a government officer connected with that operation yet not be caught by the principles of open government sought by an information application.**

**Also when asked if I could agree to extensions of time for the DEC to deal with my information access application I was not clearly made aware that in the event that no information was released to me I would not be able to receive a refund of my processing fee , and that if I had not agreed to extensions then my processing fee would I Understand be refundable under provisions of the GIPA Act.**

**The information sought was related to Email databases and perhaps the review could consider the amount of processing fees associated with what would predominantly be a reasonably quick Email database search for, in**

**this instance, my name, which as good Email search engines go should have been accomplished reasonably quickly.**

**This particular example of intersection with the GIPA Act involves a crisscross of departmental, Public Interest, Personal Information and entity receiving Public Funding amidst possible misconduct and if the principle of open government is to be expressed and enacted through the GIPA Act then Hopefully this review can examine the issues I raise in this Public Submission and recommend any policy or legislative change that would allow that principle to be clearly expressed and progressed.**

**THAN..X..**

**Yours In Open Government ,**

**dominicWYkanak**



GIPA-14-093 - signed Notice of Decision.pdf