

Freedom of Information (Authorisation) Instrument 2024

I, Michael Hawkins AM, Principal Registrar of the Administrative Review Tribunal make the following instrument.

Dated 14 October 2024

MICHAEL HAWKINS AM
Principal Registrar, Administrative Review Tribunal

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1 Name

This instrument is the *Freedom of Information (Authorisation) Instrument 2024*.

2 Commencement

This instrument commences on, and has effect from, 14 October 2024.

3 Authority

This instrument is made under paragraphs 10A(1)(b) and 54B(3)(b) and subsection 23(1) of the *Freedom of Information Act 1982*.

4 Definitions

Note: The following expression used in this instrument is defined in section 4 of the Act:
(a) *internal review*.

In this instrument:

Act means the *Freedom of Information Act 1982*.

APS means the Australian Public Service.

APS Level 4 means a staff member performing the duties of an APS Level 4 classification under the Classification Rules.

APS Level 5 means a staff member performing the duties of an APS Level 5 under the Classification Rules.

APS Level 6 means a staff member performing the duties of an APS Level 6 classification under the Classification Rules.

classification has the same meaning as under the Classification Rules.

Classification Rules means the Public Service Classification Rules 2000.

EL 1 means a staff member performing the duties of an Executive Level 1 classification under the Classification Rules.

EL 2 means a staff member performing the duties of an Executive Level 2 classification under the Classification Rules.

SES 1 means a person performing the duties of a Senior Executive Band 1 classification under the Classification Rules.

SES2 means a person performing the duties of a Senior Executive Band 2 classification under the Classification Rules.

staff member means a member of the staff of the Tribunal or a person whose services are made available to the Tribunal under section 239 of the *Administrative Review Tribunal Act 2024*.

Tribunal means the Administrative Review Tribunal established by section 8 of the *Administrative Review Tribunal Act 2024*.

5 Authorisation

For each item specified in the table in the Schedule to this instrument, the function or power under the provision of the Act specified in column 1 and described in column 2 is:

- (a) authorised to the persons from time to time holding, occupying or performing the duties of positions at the levels described in column 3;
- (b) subject to the limitation specified in column 4.

Schedule

Item	Column 1 Provision	Column 2 Description	Column 3 Authorised person	Column 4 Limitation
1	Part II – Information Publication Scheme	Perform or exercise the functions or powers under Part II of the Act	APS Level 4 APS Level 5 APS Level 6 Executive Level 1 Executive Level 2 SES 1 SES 2	
2	23(1)	Make a decision in respect of a request under the Act to the Tribunal	APS Level 4 APS Level 5 APS Level 6 Executive Level 1 Executive Level 2 SES 1 SES 2	Other than a decision referred to in item 4
3	54B(1)(a)	Allow a further period for making an application for internal review	APS Level 6 Executive Level 1 Executive Level 2 SES 1 SES 2	
4	54C(3)	Make a fresh decision on an application for internal review	APS Level 6 Executive Level 1 Executive Level 2 SES 1 SES 2	Other than by the person who made the original decision