

Our ref: C/16/00375

30 December 2015

Mr Gerard McPhee
10 McCubbin Street
KEW EAST VIC 3102

Dear Mr McPhee

Your Application for Review of a Freedom of Information Decision

Date of Decision: 11 December 2015

Agency: Mount Buller & Mount Stirling Alpine Resort Management Board

Your application requesting a review of the freedom of information (FOI) decision made by Mount Buller & Mount Stirling Alpine Resort Management Board was received by the office of the Freedom of Information Commissioner (FOI Commissioner) on 26 December 2015.

An initial assessment of your application is being undertaken and a member of the office of the FOI Commissioner will be in further contact with you shortly using the details you have provided.

If a decision has not been made on your application within 30 days of receipt, then a decision to refuse access is deemed under the *Freedom of Information Act* 1982 (**the FOI Act**) to have been made. This gives you the right to apply to the Victorian Civil and Administrative Tribunal (**VCAT**) for a review of that deemed decision. If you prefer the FOI Commissioner to make a decision on your application, then you may agree in writing to extend the time within which the decision must be made. If the FOI Commissioner's decision is not to release all documents to you, then you have a right to seek a review of that decision by the VCAT.

Written Submission

Section 49H of the FOI Act requires the FOI Commissioner to give each party the opportunity to make a written submission regarding the review.

A written submission may provide any information you believe is relevant to the review, including an explanation of why you believe the documents do not fall under the exemptions applied by the agency, or why you believe the documents should be released regardless of the exemptions that may apply.

Alternatively, you may decide that your written application for review constitutes your written submission.

Please send your submission (if you choose to make one) along with any additional documents you wish the FOI Commissioner to consider by post to —

Freedom of Information Commissioner
PO Box 24274
MELBOURNE VIC 3001

Or, you may send an electronic copy to the general FOI Commissioner email address — reviews@foicommissioner.vic.gov.au.

Please provide the above information within 14 days to enable a decision to be made within the required time.

Please contact the FOI Commissioner's office via post or email using the details above, or by phone to 1300 VIC FOI (1300 842 364), if you have any questions regarding this letter or the review process.

Yours sincerely



Ronnie Lerman
Case Management Assistant

Our ref: C/16/00375

29 December 2015

Mr Gerard McPhee
10 McCubbin Street
KEW EAST VIC 3102

Dear Mr McPhee

Request for Extension to Required Time Period to Complete Review

Agency: Mount Buller & Mount Stirling Alpine Resort Management Board
Date of Original Decision: 11 December 2015

I refer to your application to this office, received on 26 December 2015, requesting review of an FOI decision made by Mount Buller & Mount Stirling Alpine Resort Management Board.

Section 49J(3) of the *Freedom of Information Act* 1982 requires the FOI Commissioner to review a decision of an agency within 30 days unless the applicant agrees to a longer period in writing.

The FOI Commissioner requests an extension to 29 April 2016, to conduct your review.

Your agreement must be provided in writing. Please complete the lower portion of the attached duplicate and return by post to PO Box 24274, Melbourne VIC 3001 or via email to enquiries@foicommissioner.vic.gov.au. This office would appreciate your reply within three business days of receiving this letter.

If you have any queries please contact our office by phone on 1300 VIC FOI (1300 842 364) or by email to the address above.

Yours sincerely



Ronnie Lerman
Case Management Assistant

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KEW EAST VIC 3102

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Yours sincerely



Ronnie Lerman
Case Management Assistant

I, Gerard McPhee, agree to the proposed extension to the required period for completing a review, as outlined above.

Signature:

Date: