Table A – Legislative provisions and summary of proactive release information

This table outlines the proactive release requirements under the right to Information legislation (RTI) for each jurisdiction.

It should be noted that other legislation, regulations or instruments may operate within each jurisdiction to require or permit publication of government held information and these requirements are not reflected in the table below.

	СТН	ACT	NSW	NT	QLD	SA	TAS	VIC	WA
Legislation	Freedom of Information Act 1982	Freedom of Information Act 2016	Government Information (Public Access) Act 2009	Information Act 2002	Right to Information Act 2009	Freedom of Information Act 1991	Right to Information Act 2009	Freedom of Information Act 1982	Freedom of Information Act 1992
Provisions mandating or authorising proactive release	Sections 3A, 7A, 8, 11C	Section 24	Sections 6,7,18	Section 11	Sections 19-22	Sections 9, 10	Section 49	Sections 7, 8, 10, 11, ¹ 16	Sections 3, 94, 95, 96, 97
Information that must be pub	lished or mad	de available u	inder RTK legi	islation					
Information statement/agency information guide/etc	X	X	X	X	X	X	X	X	X
Structure of the agency	Х	Х	Х	Х	Х	Х	X X	Х	Х
Functions of the agency, including decision-making powers and other powers affecting the public	X	X	X	X	X	X	X	X	X
A description of the kinds of information usually held by the agency and whether it is available free of charges, for purchase or inspection	x	x	x	x	x	x	x	x	x
Details of certain appointments	X								
Consultation mechanisms	X		Х					X	Х

¹ Section 11(2) of the *Freedom of Information Act 1982* (Vic) requires an agency to publish a statement outlining certain documents in the agency's possession. Further, sections 7, 8 and 11 do not require an agency to publish exempt information (see, sections 7(3), 8(3) and 11(3) of the *Freedom of Information Act 1982* (Vic)).

Information routinely provided	X								
to Parliament in response to									
Parliamentary requests or									
orders									
Contact details for an officer	Х			X	X	Х	Х	Х	Х
(or officers) who can be									
contacted about access to the									
agency's information or									
documents under the Act									
Information detailing how an								X	
individual can make a request									
under the Act									
Information about documents	X	Х	Х						
tabled in Parliament, including									
annual reports prepared by									
the agency									
Information about instructions								Х	
submitted to Parliamentary									
Counsel for the drafting of a									
Bill.									
Information about policy	Х	Х	Х		X	Х		Х	Х
documents, including decision									
making functions or powers of									
an agency									
A disclosure log of access	Х	Х	Х		X				
applications									
A register or list of	X		Х						
government contracts									
A record of open access		Х	Х						
information that it does not									
make publicly available on the									
basis of an overriding public									
interest against disclosure									
Information prescribed by		Х	Х						
regulation									
Register of Cabinet decisions								Х	

Information about a								X	
submission prepared for								^	
presentation to the Cabinet									
		v						V	
List all advisory boards,		Х						Х	
councils, committees, panels									
and other bodies									
Reports, advice, records of		Х						X	
decisions, valuations,									
scientific research,									
statements and submissions									
Budget papers and		Х							
Appropriation Acts									
Government grants made or		Х							
administered by the agency									
Ministerial briefs		Х							
Information an agency		Х							
undertakes to make publicly									
available									
Subscription services or								X	
mailing lists that individuals									
can register or sign up to.									
Information detailing the								X	
address and hours of									
operation of any library									
maintained									
Authority to proactively discle	ose other info	ormation							
An agency is authorised to	Х	Х	X				Х		
proactively release any									
information/certain classes of									
information held by the									
agency where there is no									
public interest against									
disclosure/the information is									
not subject to an exemption									
An agency may publish or								Х	
give access to documents									
(including exempt documents)									
where they can properly do									
	1	1	L	1	1	1		L	L

so or are required by law to					
do so.					

Category	Examples ⁱ
Valuable to citizens/individuals	 Information about their community – development applications, infrastructure projects, environmental information, etc Information to assist individuals to access government services Information about laws, regulations, etc Information about the existence and management of public assets – roads, public transport infrastructure, schools, hospitals, etc Personal information of the individual Information to assist in emergency situations – hazard information, disaster, or crisis response information, etc Registers held by government Consumer information – food safety, product safety, trade licencing information, consumer complaints, etc
Likely to affect the rights of, and services provided to, the public and to which the public may be subject to by government	 Information about policies and procedures for government decision-making Information about complaints procedures, review rights and challenging government decision-making Information about judicial processes and decisions Eligibility information for government services, grants, rebates, subsidies, etc Information about use of artificial intelligence, machine learning and other enhanced decision-making technology in government decision-making Details about the information held by agencies including information not publicly available Information on consultation mechanisms to enable public participation in government decision-making Results of consultation for the purposes of enabling public participation and government decision-making
Important to the digital economy	 Datasets for research – including aggregated and de-identified datasets Datasets for innovation and commercial development Geospatial and geographic information Population information Statistical and social data Meteorological information Patent and trademark information Transport information

mportant to government	 Information about agency performance – annual reports, audit reports, strategic plans, performance indicators, audits, inspections and reviews, etc
accountability and	
transparency	 Information to ensure effective oversight of public funds - government income and expenditure statements, major plans for capital expenditure including any private finance initiative and public-private partnership contracts, etc
	Information on delivery of government commitments
	Conflict of interest information for decision makers e.g. members of Parliament and Councillors
	 Gifts and benefits policies, travel policies, gift registers, etc
	Ministerial diaries, lobbyist registers
	 Contract registers and tendering/procurement information
	Reports of integrity agencies
	 Agendas and minutes of meetings, including meetings of committees and sub-committees
	 Information about appointments and staff remuneration
	 Information about consultation processes - access to consultation papers or information about where the papers can be obtained and the results and outcomes of consultation processes
	 Information about policies and procedures for conducting agency functions, delivering of services, recruitment of staff, etc

ⁱ Note that examples listed may belong to more than one of the categories listed, however for brevity are only listed once.