

## Appendix 4 — Agencies subject to the FOI Act as at 30 June 2013

Australian Government ministers, and bodies that meet the definition of ‘agency’ in s 4(1), are subject to the *Freedom of Information Act 1982* (FOI Act). Table A4.1 below indicates which bodies are covered by the FOI Act, and which are excluded. Some agencies, such as courts, are subject to the FOI Act but only in relation to a limited class of documents.

This appendix lists Australian government agencies, ministers and parliamentary secretaries by portfolio. From 1 January 2011, the FOI Act has applied to Norfolk Island ministers and authorities; individual ministers and authorities are not listed in this appendix.

The list in this appendix is based upon information provided by agencies, and is not authoritative.

**Table A4.1** Agencies covered by the FOI Act and those that are excluded.

FOI Act agencies	Exceptions
<p><b>Departments of State</b></p> <p>All Departments of State (eg the Department of Foreign Affairs and Trade, and the Department of Health and Ageing) are subject to the FOI Act.</p>	<p>→ Section 68A of the <i>Parliamentary Service Act 1999</i> excludes departments and office-holders established under that Act from the application of the FOI Act.</p>
<p><b>Bodies established by the Commonwealth for a public purpose</b></p> <p>Bodies set up for a public purpose under legislation, or by an Order in Council, are subject to the FOI Act.</p>	<p>→ General exceptions are set out in s 4 of the FOI Act and include:</p> <ul style="list-style-type: none"> <li>• incorporated companies or associations</li> <li>• Royal Commissions</li> <li>• commissions of inquiry within the meaning of the <i>Quarantine Act 1908</i> or the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i></li> <li>• the legislature of the NT, ACT or Norfolk Island.</li> <li>• Section 7 also excludes the bodies specified in Part I of Schedule 2 to the Act (which include intelligence agencies, the Parliamentary Budget Office, the Australian Government Solicitor and the Auditor-General).</li> </ul>

FOI Act agencies	Exceptions
<p><b>Holders of an office established for a public purpose</b></p> <p>Holders of an office established under an enactment or an Order in Council are subject to the FOI Act.</p>	<p>→ The following exceptions are set out in s 4(3):</p> <ul style="list-style-type: none"> <li>• members of the legislature of the NT, ACT or Norfolk Island</li> <li>• ministers of the NT or ACT or Administrator or Deputy Administrator of Norfolk Island.</li> <li>• a holder of an office established under s 12 of the <i>Norfolk Island Act 1979</i></li> <li>• an office performing duties as part of employment by a department or a prescribed authority</li> <li>• an office excluded by Regulations</li> <li>• an office of a member of a body</li> <li>• an office established for the purposes of a prescribed authority.</li> </ul>
<p><b>Courts</b></p> <p>Courts are deemed to be prescribed authorities, and subject to the FOI Act in respect of administrative matters.</p>	
<p><b>Prescribed bodies</b></p> <p>These bodies are listed in Schedule 1 to the <i>Freedom of Information (Miscellaneous Provisions) Regulations 1982</i>. As at 30 June 2013 the only body listed under the regulations was Aboriginal Hostels Limited.</p>	
<p><b>Prescribed office holder</b></p> <p>As at 30 June 2013 there were no prescribed office holders.</p>	
<p><b>National Broadband Network (NBN Co)</b></p> <p>NBN Co is listed in paragraph (aa) of the definition of prescribed authority in s 4(1) of the FOI Act.</p>	

## Administration of Norfolk Island

Administration of Norfolk Island

## Agriculture, Fisheries and Forestry

Australian Fisheries Management Authority  
Australian Pesticides and Veterinary Medicines Authority  
Cotton Research and Development Corporation  
Department of Agriculture, Fisheries and Forestry  
Fisheries Research and Development Corporation  
Grains Research and Development Corporation  
Grape and Wine Research and Development Corporation  
Minister for Agriculture, Fisheries and Forestry  
National Rural Advisory Council  
Parliamentary Secretary for Agriculture, Fisheries and Forestry  
Rural Industries Research and Development Corporation  
Sugar Research and Development Corporation  
Wheat Exports Australia  
Wine Australia Corporation

## Attorney-General's

Administrative Appeals Tribunal  
Administrative Review Council  
Admiralty Rules Committee  
Attorney-General  
Attorney-General's Department  
Australian Commission for Law Enforcement Integrity  
Australian Crime Commission  
Australian Customs and Border Protection Service  
Australian Federal Police  
Australian Human Rights Commission  
Australian Institute of Criminology  
Australian Law Reform Commission  
Australian Transaction Reports and Analysis Centre  
Classification Board  
Classification Review Board  
Copyright Tribunal of Australia  
Criminology Research Council  
CrimTrac  
Defence Force Discipline Appeal Tribunal  
Family Court of Australia  
Family Law Council

Federal Circuit Court of Australia  
Federal Court of Australia  
High Court of Australia  
Insolvency and Trustee Service Australia  
Minister Assisting on Queensland Floods Recovery  
Minister for Emergency Management  
Minister for Home Affairs  
Minister for Justice  
National Native Title Tribunal  
Office of the Australian Information Commissioner  
Office of the Commonwealth Director of Public Prosecutions  
Office of Parliamentary Counsel  
Solicitor-General

## Broadband, Communications and the Digital Economy

Australian Broadcasting Corporation  
Australian Communications and Media Authority  
Australian Postal Corporation  
Department of Broadband, Communications and the Digital Economy  
Minister for Broadband, Communications and the Digital Economy  
NBN Co Ltd  
Special Broadcasting Service Corporation  
Telecommunications Universal Service Management Agency

## Climate Change and Energy Efficiency

Clean Energy Regulator  
Climate Change Authority  
Department of Climate Change and Energy Efficiency  
Minister for Climate Change and Energy Efficiency  
Parliamentary Secretary for Climate Change and Energy Efficiency

## Defence

Army and Air Force Canteen Service  
Australian Defence Human Research Ethics Committee  
Australian Military Forces Relief Trust Fund  
Defence Families of Australia  
Defence Housing Australia  
Defence Reserves Support Council  
Department of Defence  
Minister for Defence  
Minister for Defence Materiel  
Minister for Defence Science and Personnel

Parliamentary Secretary for Defence  
Royal Australian Air Force Veterans Residences Trust Fund  
Royal Australian Air Force Welfare Trust Fund  
Royal Australian Navy Central Canteens Fund  
Royal Australian Navy Relief Trust Fund

### Education, Employment and Workplace Relations

Australian Curriculum, Assessment and Reporting Authority  
Australian National University  
Coal Mining Industry (Long Service Leave Funding) Corporation  
Comcare  
Department of Education, Employment and Workplace Relations  
Fair Work Commission  
Fair Work Ombudsman  
Minister for Early Childhood and Childcare  
Minister for Employment and Workplace Relations  
Minister for Employment Participation  
Minister for Indigenous Employment and Economic Development  
Minister for School Education, Early Childhood and Youth  
Office of the Fair Work Building Industry Inspectorate  
Parliamentary Secretary for School Education and Workplace Relations  
Safe Work Australia  
Safety, Rehabilitation and Compensation Commission  
Seafarers Safety, Rehabilitation and Compensation Authority  
The Tertiary Education Quality and Standards Agency

### Families, Housing, Community Services and Indigenous Affairs

Aboriginal Benefit Account Advisory Committee  
Aboriginal Hostels Limited  
Coordinator General for Remote Indigenous Services  
Department of Families, Housing, Community Services and Indigenous Affairs  
Executive Director of Township Leasing  
Indigenous Business Australia  
Indigenous Land Corporation  
Minister for Community Services  
Minister for Disability Reform  
Minister for Families, Community Services and Indigenous Affairs  
Minister for Homelessness  
Minister for Housing  
Minister for the Status of Women  
Office of the Registrar of Indigenous Corporations

Parliamentary Secretary for Disabilities and Carers  
Social Security Appeals Tribunal  
Torres Strait Regional Authority  
Workplace Gender Equality Agency  
Wreck Bay Aboriginal Community Council

## Finance and Deregulation

Albury-Wodonga Corporation  
Australasian Procurement and Construction Council Inc  
Australian Electoral Commission  
Australian Political Exchange Council  
Commonwealth Superannuation Corporation  
ComSuper  
Department of Finance and Deregulation  
Future Fund Management Agency  
Minister Assisting for Deregulation  
Minister for Finance and Deregulation  
Parliamentary Retiring Allowances Trust  
Secretaries' ICT Governance Board  
Special Minister of State

## Foreign Affairs and Trade

Australian Agency for International Development  
Australian Centre for International Agricultural Research  
Australian Trade Commission  
Department of Foreign Affairs and Trade  
Export Finance and Insurance Corporation  
Minister for Foreign Affairs  
Minister for Trade and Competitiveness  
Parliamentary Secretary for Foreign Affairs  
Parliamentary Secretary for Pacific Island Affairs  
Parliamentary Secretary for Trade

## Health and Ageing

Advisory Committee on Biologicals  
Advisory Committee on Chemicals Scheduling  
Advisory Committee on Complementary Medicines  
Advisory Committee on Medical Devices  
Advisory Committee on Medicines Scheduling  
Advisory Committee on Non-prescription Medicines  
Advisory Committee on Prescription Medicines  
Advisory Committee on the Safety of Medical Devices

Advisory Committee on the Safety of Medicines  
Aged Care Commissioner  
Australian Commission on Safety and Quality in Health Care  
Australian Commission on Safety and Quality in Healthcare Board  
Australian Community Pharmacy Authority  
Australian Institute of Health and Welfare  
Australian National Preventative Health Agency  
Australian Organ and Tissue Donation and Transplantation Authority  
Australian Radiation Protection and Nuclear Safety Agency  
Cancer Australia  
Complaints Resolution Panel (Therapeutic good advertising)  
Department of Health and Ageing  
Food Standards Australia New Zealand  
Gene Technology Ethics and Community Consultative Committee  
Gene Technology Ministerial Council  
Gene Technology Regulator  
Gene Technology Technical Advisory Committee  
Health and Hospitals Fund Advisory Board  
Health Workforce Australia  
Independent Hospital Pricing Authority  
Independent Review PBS Cost Recovery Committee  
Medical Training Review Panel  
Medicare Participation Review Committee  
Minister for Health and Medical Research  
Minister for Indigenous Health  
Minister for Mental Health and Ageing  
National Blood Authority  
National Health and Medical Research Council  
National Health Performance Agency  
National Industrial Chemicals Notification and Assessment Scheme  
Parliamentary Secretary for Health and Ageing  
Pathology Services Table Committee  
Pharmaceutical Benefits Advisory Committee  
Pharmaceutical Benefits Remuneration Tribunal  
Private Health Insurance Administration Council  
Private Health Insurance Ombudsman  
Professional Services Review  
Prostheses List Advisory Committee  
Second Review Dental Benefits Act 2008 Committee  
Therapeutic Goods Advertising Codes Council  
Therapeutic Goods Committee

## Human Services

Australian Hearing  
Department of Human Services  
Minister for Human Services

## Immigration and Citizenship

Department of Immigration and Citizenship  
Migration Review Tribunal  
Minister for Immigration and Citizenship  
Minister for Multicultural Affairs  
Refugee Review Tribunal

## Industry, Innovation, Research, Science and Tertiary Education

Australian Institute of Aboriginal and Torres Strait Island Studies  
Australian Institute of Marine Science  
Australian Nuclear Science and Technology Organisation  
Australian Research Council  
Australian Skills Quality Authority  
Commonwealth Scientific and Industrial Research Organisation  
Committees established under Tradesmen’s Rights Regulation Act 1946  
Department of Industry, Innovation, Climate Change, Science, Research and Tertiary Education  
Designs Office  
Minister Assisting for Industry and Innovation  
Minister for Industry and Innovation  
Minister for Small Business  
Minister for Tertiary Education, Skills, Science and Research  
Parliamentary Secretary for Higher Education and Skills  
Parliamentary Secretary for Industry and Innovation  
Patent and Trade Marks Attorneys Disciplinary Tribunal  
Patent Office  
Plant Breeder’s Rights Advisory Committee  
Professional Standards Board for Patent and Trade Marks Attorneys  
Skills Australia Board  
The Contributions Review Panel  
The Education Investment Fund Advisory Board  
Trade Marks Office

## Infrastructure and Transport

Airservices Australia  
Australian Maritime Safety Authority  
Australian Transport Safety Bureau



Civil Aviation Safety Authority  
Department of Infrastructure and Transport  
Infrastructure Australia  
International Air Services Commission  
Marine Council  
Minister for Infrastructure and Transport  
National Transport Commission  
Parliamentary Secretary for Infrastructure and Transport

### Prime Minister and Cabinet

Australian Institute of Family Studies  
Australian Public Service Commission  
Cabinet Secretary  
Commonwealth Ombudsman  
Defence Force Remuneration Tribunal  
Department of the Prime Minister and Cabinet  
Merit Protection Commissioner  
Minister Assisting the Prime Minister on Asian Century Policy  
Minister Assisting the Prime Minister on Digital Productivity  
Minister Assisting the Prime Minister on Mental Health Reform  
Minister Assisting the Prime Minister on the Centenary of ANZAC  
Minister for the Public Service and Integrity  
Minister for Social Inclusion  
Office of the Official Secretary to the Governor-General  
Parliamentary Secretary to the Prime Minister  
Prime Minister  
Remuneration Tribunal

### Regional Australia, Local Government, Arts and Sports

Australia Council for the Arts  
Australian Film, Television and Radio School  
Australian National Maritime Museum  
Australian Sports Anti-Doping Authority  
Australian Sports Commission  
Department of Regional Australia, Development and Local Government, Arts and Sports  
Film Certification Advisory Board  
Minister for Regional Australia, Regional Development and Local Government  
Minister for Sport  
Minister for the Arts  
Museum of Australian Democracy  
National Archives of Australia

National Capital Authority  
National Film and Sound Archive of Australia  
National Gallery of Australia  
National Library of Australia  
National Museum of Australia  
Public Lending Right Committee  
Screen Australia  
Sport and Recreation Ministers' Council

## Resources, Energy and Tourism

Australian Renewable Energy Agency  
Department of Resources, Energy and Tourism  
Geoscience Australia  
Minister for Resources and Energy  
Minister for Tourism  
National Offshore Petroleum Safety and Environmental Management Authority  
Offshore Minerals Joint Authority  
Tourism Australia

## Sustainability, Environment, Water, Populations and Communities

Australian Heritage Council  
Bureau of Meteorology  
Commonwealth Environmental Water Holder  
Department of Sustainability, Environment, Water, Population and Communities  
Director of National Parks  
Great Barrier Reef Marine Park Authority  
Minister for Sustainability, Environment, Water, Population and Communities  
Murray-Darling Basin Authority  
National Environment Protection Council  
National Environment Protection Council Service Corporation  
National Water Commission  
Parliamentary Secretary for Sustainability and Urban Water  
Sydney Harbour Federation Trust  
Water Efficiency Labelling and Standards Regulator

## Treasury

Assistant Treasurer  
Auditing and Assurance Standards Board  
Australian Accounting Standards Board  
Australian Bureau of Statistics  
Australian Charities and Not-for-Profits Commission  
Australian Competition and Consumer Commission

Australian Competition Tribunal  
Australian Energy Regulator  
Australian Prudential Regulatory Authority  
Australian Reinsurance Pool Corporation  
Australian Securities and Investment Commission  
Australian Statistics Advisory Council  
Australian Taxation Office  
Clean Energy Finance Corporation  
Commonwealth Grants Commission  
Companies Auditors and Liquidators Disciplinary Board  
Corporations and Markets Advisory Committee  
Department of the Treasury  
Financial Reporting Council  
Financial Reporting Panel  
Inspector-General of Taxation  
Minister for Financial Services and Superannuation  
National Competition Council  
Parliamentary Secretary to the Treasurer  
Productivity Commission  
Reserve Bank of Australia  
Superannuation Complaints Tribunal  
Takeovers Panel  
Tax Practitioners Board  
Treasurer

### Veterans' Affairs

Australian War Memorial  
Department of Veterans' Affairs  
Military Rehabilitation and Compensation Commission  
Minister for Veterans' Affairs  
Repatriation Commission  
Repatriation Medical Authority  
Specialist Medical Review Council  
Veterans' Review Board