

THE RICE MARKETING BOARD FOR THE STATE OF NEW SOUTH WALES



GOVERNMENT INFORMATION (PUBLIC ACCESS) ACT 2009

ANNUAL REPORT

1 July 2014 – 30 June 2015

THE RICE MARKETING BOARD FOR THE STATE OF NEW SOUTH WALES
GOVERNMENT INFORMATION (PUBLIC ACCESS) Act 2009

Introduction

The Government Information (Public Access) Act 2009 (GIPA Act) became operational on 1 July 2010 and introduced a new “right to information” system to New South Wales, replacing the existing Freedom of Information Act system that had been operating since 1989.

Reporting Requirements

Rice Marketing Board for the State of New South Wales (RMB) has a statutory obligation under the GIPA Act pursuant to Section 125 of that Act.

This report must be prepared on an annual basis and submitted to the Minister for Primary Industries and a copy being forwarded to the Information Commissioner.

As provided by Section 125(6) of the Act, the regulations may make provision for:

- a) The information to be included in annual reports
- b) The form in which annual reports are to be prepared

Clause 7(a) (b) (c) and (d) of the GIPA Regulation 2009 stipulates the information that must be included in the annual report and those requirements are addressed hereunder:

- (a) Details of the review carried out by the agency under section 7 (3) of the Act during the reporting year and the details of any information made publicly available by the agency as a result of the review,

The Secretary reviewed all requests for information in the financial year ending 30 June 2015. There were no applications for information received.

- (b) The total number of access applications received by the agency during the reporting year (including withdrawn applications but not including invalid applications),

The Board received no applications during the year.

- (c) The total number of access applications received by the agency during the reporting year that the agency refused, either wholly or partly, because the application was for the disclosure of information referred to in Schedule 1 to the Act (Information for which there is conclusive presumption of overriding public interest against disclosure), Note. Table D in Schedule 2 also requires information relating to access applications in respect of which there is a conclusive presumption of overriding public interest against disclosure.

No Access for information was refused wholly or partly.

- (d) Information, as set out in the form required by the tables in Schedule 2, relating to the access applications (if any) made to the agency during the reporting year.

Table C: Invalid Applications

Reason for Invalidity	Number of Applications
Application does not comply with formal requirements (section 41 of the Act)	0
Application is for excluded information of the agency (section 43 of the Act)	0
Application contravenes restraint order (section 110 of the Act)	0
Total number of invalid applicants received	0
Invalid applications that subsequently became valid applications	0

Table D: Conclusive presumption of overriding public interest against disclosure: matters listed in Schedule 1 of Act

	Number of times Consideration used
Overriding secrecy laws	0
Cabinet information	0
Executive Council information	0
Contempt	0
Legal professional privilege	0
Excluded Information	0
Documents affecting law enforcement and public safety	0
Transport safety	0
Adoption	0
Care and protection of children	0
Ministerial code of conduct	0
Aboriginal and environmental heritage	0

Table E: Other public interest considerations against disclosure: Matters listed in Table to section 14 of the Act

	Number of occasions when application not successful
Responsible and effective government	0
Law enforcement and security	0
Individual rights, judicial processes and natural justice	0
Business interests of agencies and other persons	0
Environment, culture, economy and general matters	0
Secrecy provisions	0
Exempt documents under interstate Freedom of Information legislation	0

Table F: Timeliness

	Number of occasions when application not successful
Decided within the statutory timeframe (20 days plus any extensions)	0
Decided after 35 days (by agreement with applicant)	0
Not decided within time (deemed refusal)	0
Total	0

Table G: Number of applications reviewed under Part 5 of the Act (by type of review and outcome)

	Decision varied	Decision upheld	Total
Internal review	0	0	0
Review by Information Commissioner	0	0	0
Internal review following recommendation under section 93 of Act	0	0	0
Internal review following recommendation under section 93 of Act	0	0	0
Review by NCAT	0	0	0
Total	0	0	0

Table H: Applications for review under Part 5 of the Act (by type of applicant)

	Number of applications for review
Applications by access applicants	0
Applications by persons to whom information the subject of access application relates (see section 54 of the Act)	0
Total	0

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