

Stephen King  
35 Lawley Road  
Yarloop WA 6218

Alison McCubbin  
Office of the Information Commissioner  
Albert Facey House  
469 Wellington Street  
PERTH WA 6000

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**Via email:** [Alison.McCubbin@foi.wa.gov.au](mailto:Alison.McCubbin@foi.wa.gov.au)

Dear Alison

### **Request for an External Review of Department of Planning**

I seek external review of Minister Rita Saffioti's refusal to grant access to documents 7 and 7a on the basis that their disclosure would reveal the deliberations or decisions of Cabinet/Executive Body.

The Minister's decision states:

"I have reviewed documents 7 and 7a and, in my view, it is clear that the documents are incoming government brief of matters for the Minister at cabinet.

"This information was prepared to brief the incoming minister and, in my view, if released, would reveal information provided for cabinet deliberations." (paras 32 and 33).

In deciding whether any exemption applies, the Minister's decision also states:

"I am satisfied that the documents contain information prepared **to brief an incoming Minister for Cabinet**. The limit on exemption in Clause 1(2) has no application." (para 36)

I seek external review as to whether:

- Documents 7 and 7a were in fact part of any deliberation or decision by Cabinet, or merely documents which informed the incoming Minister (which is what the Minister's decision states); and
- the release of Documents 7 and 7a fall under the exemption under clause 1(2) as they did not form part of any Cabinet process.

Yours sincerely

Stephen King