



Victoria Government Gazette

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Subordinate Legislation Act 1994

NOTICE OF DECISION

Freedom of Information Regulations 2019

I, Gavin Jennings, Special Minister of State, and Minister responsible for administering the **Freedom of Information Act 1982** (the Act), give notice under section 12 of the **Subordinate Legislation Act 1994** of my decision to make the proposed Freedom of Information Regulations 2019 (the proposed Regulations).

The proposed Regulations:

- (a) prescribe a number of bodies as being subject to the Act;
- (b) exempt a number of office holders from being subject to the Act; and
- (c) prescribe a number of bodies to whom the Office of the Victorian Information Commissioner can refer complaints.

The proposed Regulations have been the subject of a Regulatory Impact Statement (RIS). The RIS was made available for public comment and submissions from 8 February 2019 until 15 March 2019. Two submissions were received.

After consideration of these submissions in accordance with section 11 of the Act, I have further considered the proposed Regulations and I give notice of my intention to proceed with the making of the proposed Regulations with one amendment.

Following the public release of the RIS the **Victorian Independent and Remuneration Tribunal and Improving Parliamentary Standards Act 2019** was passed by the Parliament and given royal assent.

For the reasons outlined in the RIS to prescribe bodies as being subject to the Act, I have decided that the proposed Regulations be made with an amendment to Schedule 1 of the proposed Regulations (regulation 6):

- (a) the Victorian Independent Remuneration Tribunal is declared to be a prescribed authority for the purposes of the Act.

My reason for making this decision is that the proposed Regulations are required to ensure that bodies performing public functions will be subject to appropriate levels of public openness and accountability.

After the proposed Regulations are made, they can be downloaded from www.legislation.vic.gov.au or purchased from the TIMG Bookshop.

Dated 3 April 2019

GAVIN JENNINGS MLC
Special Minister of State

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