UNIVERSITY
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AUSTRALIA

Record under Section 6(5) of the GIPA Act

In accordance with section 6(5) of the *Government Information (Public Access) Act 2009* (GIPA Act), UOW is required to maintain a record of open access information that it does not make publicly available on the basis of an overriding public interest against disclosure.

There is an 'overriding public interest against disclosure' of government information if, and only if, the public interest considerations against disclosure outweigh those considerations in favour of disclosure. This is known as the public interest test. The public interest considerations are applied in accordance with Part 2 Division 2 of the GIPA Act.

UOW's record under section 6(5) of the GIPA Act is available in the following table, which includes a general description of the open access information that has not been made publicly and the reason(s) for non-disclosure.

UOW is also required to facilitate public access to open access information by deleting information from a publicly available copy of a record if including the information would result in an overriding public interest against disclosure of the record. The table below provides details of the information that has been made publicly available but in redacted form, as well as information that is withheld in full because there is an overriding public interest against disclosure of that information in the record.

Record	Description of information that is not made publicly available	Reasons for non-disclosure
Register of government contracts	In accordance with section 32(1) of the GIPA Act, a requirement to include information or a copy of a contract in a register of government contracts does not require the inclusion of certain confidential information, including: a. commercial-in-confidence provision of the contract, or b. details of any unsuccessful tender, or c. any matter that could reasonably be expected to affect public safety or security, or d. a copy of a contract, a provision of a contract, or any other information relating to the contract if inclusion of the matter would result in there being an overriding public interest against disclosure of the record. Where such information is not disclosed for the above reasons, that information is not included on the register of government contracts or is redacted from any copies of contracts that are published on UOW's website.	Information of the kind described by section 32(1) of the GIPA Act is excluded from the mandatory open access requirements of the Act and is not disclosed for this reason. Table to section 14(2) of the GIPA Act: • Clause 3(a): reveal an individual's personal information. • Clause 3(b): contravene an information protection principle under the *Privacy and Personal Information Protection Act 1998*. • Clause 4(b): reveal commercial-in-confidence provisions of a government contract. • Clause 4(c): diminish the competitive commercial value of any information to any person. • Clause 4(d): prejudice the legitimate business, commercial or financial interests of UOW and third-party contractors.

HARDCOPIES OF THIS DOCUMENT ARE CONSIDERED UNCONTROLLED. PLEASE REFER TO UOW INTRANET FOR LATEST VERSION.

Disclosure Log	Pursuant to section 26(3), an agency is not required to include in its disclosure log information about any application— (a) for personal information about the applicant (the applicant being an individual) or any other individual, or (b) in respect of which any factors particular to the applicant were otherwise a consideration in the agency's determination of the public interest in connection with the disclosure of the information to the applicant. The University has not included information of this kind in its Disclosure Log.	Information of the kind described by section 26(3) of the GIPA Act is excluded from the mandatory open access requirements of the Act and is not disclosed for this reason.
Policy Documents	• Procedure for Interim Monitoring of Courses and Comparative Student Outcomes • Continuing Professional Development (Learning and Teaching) Policy • Tender Procedure • Autonomous Sanctions Procedure • Political Donations Procedure • IP Review Committee Guidelines • IP Disclosure Review Guidelines • IP Commercialisation Procedure • IP Commercialisation Plan Guidelines • Data Quality Management Procedure • Academic Misconduct – Outcome Guideline	Exclusion of information from the mandatory open access requirements of the Act include an overriding public interest against disclosure of the following considerations as per the table to section 14(2) of the GIPA Act: • Clause 1(e): reveal a deliberation or consultation conducted, or an opinion, advice or recommendation given, in such a way as to prejudice a deliberative process of government or an agency. • Clause 1(f): prejudice the effective exercise by an agency of the agency's functions • Clause 4(d): prejudice the legitimate business, commercial or financial interests of UOW and third-party contractors. Where such information is not disclosed for the above reasons, that information is not included in UOW's policy directory. With reference to section 23 of the GIPA Act, some policy documents have not been published as they do not affect or are likely to affect rights, privileges or other benefits, or obligations, penalties or other detriments, to which members of the public are or may become entitled, eligible, liable or subject.

This record is reviewed annually to ensure compliance with Section 6(5) of the GIPA Act and reflects current decisions regarding public interest considerations.

For further information, please contact the UOW Right to Information Officer at icu-enquiry@uow.edu.au.