

Annexure A

Annexure A – NBN Co FOI Matter 1415/19 – Emails to the Right to Know Website (Partial Release)

Section 22 of the *Freedom of Information Act, 1982* (**the FOI Act or the Act**) enables Government authorities to delete exempt or irrelevant matter from a document that may allow for an edited form of the document to be released.

legaltemp2

From: Yvette Deerness
Sent: Tuesday, August 26, 2014 6:32 PM
To: foi+request-679-47fe14bb@righttoknow.org.au
Subject: Attention: [REDACTED] - Consultation on FOI requests [DLM=For-Official-Use-Only:Security]
Attachments: NBNC Co consult email 2 30 July 2014.pdf; NBNC Co consult email 30 July 2014.pdf
Importance: High

FOUO: Security

Dear [REDACTED]

I am in a position to respond to your request, and am just waiting on a final fact check which I hope to be in receipt of tonight and at latest, tomorrow am.

I am hoping these timeframes are acceptable to you but please do let me know if there is an issue.

I look forward to hearing from and feel free to call me on the numbers below – I will be contactable tonight.

Kind regards

Yvette Deerness

Acting GM Legal Counsel – FOI, Privacy & Knowledge Management
P +61 2 8918 5670 | M +61 408 547 325 | E yvettedeerness@nbnco.com.au
Level 11, 100 Arthur Street, North Sydney NSW 2060
Level 40, 360 Elizabeth Street, Melbourne VIC 3000

From: FOI Requests [<mailto:foi@ag.gov.au>]
Sent: Monday, August 18, 2014 3:15 PM
To: FOIOfficer
Cc: FOI Requests
Subject: Consultation on FOI requests [DLM=For-Official-Use-Only]

For Official Use Only

Dear NBN Co

Freedom of information request FOI14/159

On 7 August 2014, the Attorney-General's Department received a freedom of information (FOI) request from Mr Ben Fairless (Right to Know Australia) for documents concerning the processing of his earlier FOI request (which sought access to IPv4 and IPv6 addresses). Specifically, the applicant has requested access to:

all documents held by the department that relate to:

- *The FOI/Administrative Access requests made via Right to Know for information relating to IP addresses used to access the internet*
- *Requests from other Government departments to the Attorney-General's Department seeking advice in relation to the release of IP address information under FOI.*

- *Advice provided by technical experts within the Department to inform any advice provided by the Department to other agencies.*

I have attached **two** documents which come within the scope of the applicant's request. As these documents originated in, or concern your agency, I seek your agency's views on the release of these materials under the *Freedom of Information Act 1982*.

This Department has examined the documents and has made preliminary decisions on what material appears to be exempt from disclosure. That material has been redacted for your convenience. The rest of the material does not appear, at this stage, to be exempt. Nevertheless, your views on whether any harm or damage is likely to be caused by release of these documents will inform us and guide our final decision.

Please note - it is the usual practice of the Department to not release the names and contact details of junior officers of the Department and other government agencies, where that personal information is contained in documents within scope of a request, unless the applicant advises us that they would like us to consider releasing that information as part of the documents requested. The names and contact details of senior officers will generally be released.

I would be grateful if you could examine the documents and advise as to whether or not you object to their release, by **COB 26 August 2014**. If you do object, please provide us with your reasons for doing so, including the precise harm or damage release is likely to cause.

If you would like to discuss this request, please contact me by email at foi@ag.gov.au.

Regards



FOI Contact Officer

Freedom of Information and Privacy Section | Office of Corporate Counsel
Attorney-General's Department | 3 - 5 National Circuit, Barton ACT 2600

*: foi@ag.gov.au

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When you make a request for documents or an inquiry about privacy matters, the Attorney-General's Department will only collect your personal information where it is reasonably necessary for, or directly related to, our functions under the Freedom of Information Act 1982 or the Privacy Act 1988. We may collect your name, email address and telephone number so that we can contact you about your request under the Freedom of Information Act for access to documents or access to, or correction of, personal information; or a complaint you have made or your request for access to, or correction of, personal information under the Privacy Act. If your request concerns your personal information, we will collect the minimum amount of evidence necessary to verify your identity. The handling of your personal information is protected by the Privacy Act 1988 and our privacy policy is available at <http://www.ag.gov.au/Pages/Privacystatement.aspx>. If you have an enquiry or complaint about your privacy, please contact the Privacy Contact Officer on 02 6141 2660 or via e-mail privacy@ag.gov.au.

From: [REDACTED]
To: [REDACTED]
Subject: FW: NBNC Co FOI request... [SEC=UNCLASSIFIED]
Date: Wednesday, 30 July 2014 11:08:22 AM

UNCLASSIFIED

Hi [REDACTED]

This email chain is relevant to FOI14/139. Can you please note the discussion between NBN Co and CERT and also file it in the TRIM folder?

Thanks

From: Patteson, Carolyn
Sent: Wednesday, 30 July 2014 10:21 AM
To: [REDACTED]
Subject: FW: NBNC Co FOI request... [SEC=UNCLASSIFIED]

UNCLASSIFIED

[REDACTED]
NBNC Co request.

Carolyn Patteson
Assistant Secretary
Cyber Security Operations & Infrastructure Modelling Branch
National Security Resilience Policy Division
Attorney-General's Department

Phone: +61 2 6141 2961 | Mobile: [REDACTED]
Email: carolyn.patteson@ag.gov.au

From: Patteson, Carolyn
Sent: Wednesday, 30 July 2014 9:44 AM
To: [REDACTED] Rothery, Michael
Cc: [REDACTED]
Subject: RE: NBNC Co FOI request... [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi [REDACTED]

Thanks for getting in touch. We've become aware of the requests of a number of government departments and will be happy to provide some advice. We're working through it now and will get back to you as soon as we can. In general though I agree with your assessment that publishing will be counter productive. I would also note that a couple of agencies have already provided the information.

We'll be in touch soon.

Carolyn Patteson

Assistant Secretary
Cyber Security Operations & Infrastructure Modelling Branch
National Security Resilience Policy Division
Attorney-General's Department

Phone: +61 2 6141 2961 | *Mobile:* [REDACTED]
Email: carolyn.patteson@ag.gov.au

From: [REDACTED]
Sent: Wednesday, 30 July 2014 9:31 AM
To: Rothery, Michael; Patteson, Carolyn
Cc: [REDACTED]
Subject: NBNCo FOI request...

Hi Mike, Carolyn,

We have been presented a request to release our External IP addresses... The requester is from a public web site owner.. And whilst IP addresses are not especially sensitive, having them all posted on a web site is counter productive and would potentially disable possible cyber security mitigations we could put in place in the event of DDOS.

This web page owner professes to have this information through FOI from other departments and agencies and I would like your assistance in seeking a general view to the response to these requests across government.

Clearly NBNCo's operation relies on these IP interfaces to maintain our business, but perhaps some agencies who have or will respond may not, and feel there is no damage to their business that could come from exposing their external interfaces to publication...

<https://www.righttoknow.org.au/request/710/>

Cheers,

[REDACTED]

DOCUMENT 3

From: [REDACTED]
To: FOI Requests
Cc: [REDACTED]
Subject: RE: FOI request concerning IPv4 and IPv6 addresses [DLM=Sensitive:Legal]
Date: Wednesday, 30 July 2014 3:56:35 PM
Attachments: [image012.png](#)
[image013.png](#)

Sensitive: Legal

For your reference, NBN Co received the same request.

Our security team [REDACTED] in particular – cc'd above) has already starting liaising with the AG's.

If you need to discuss further, please don't hesitate to ring me on the numbers below.

Best regards [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

NBN Co



Notice to recipient:

This e-mail is intended only to be read or used by the addressee. It is confidential and may contain information that is subject to legal professional privilege or protected by copyright. If you are not the addressee indicated in this message (or responsible for delivery of the message to that person), you may not copy or deliver this message to anyone, and you should destroy this message and kindly notify the sender by reply e-mail. Copyright, confidentiality and legal professional privilege are not waived or lost by reason of mistaken delivery to you. Emails to/from NBN Co Limited ACN 136 533 741 may undergo email filtering and virus scanning, including by third party contractors, however, NBN Co Limited does not guarantee that any email or any attachment is secure, error-free or free of viruses or other unwanted or unexpected inclusions. Any views expressed in this message are those of the individual sender, except where the sender specifically states them to be the views of NBN Co Limited

PLEASE CONSIDER OUR ENVIRONMENT BEFORE PRINTING

From: FOI Requests [mailto:foi@ag.gov.au]
Sent: Wednesday, July 30, 2014 12:23 PM
To: foi@immi.gov.au; FOIOfficer; foi@dfat.gov.au; foi@environment.gov.au; info@aec.gov.au; foi@pmc.gov.au; FOI@treasury.gov.au; foi@dss.gov.au; foi@dva.gov.au; foi@industry.gov.au; foi@infrastructure.gov.au; FOI.Legal.Team@humanservices.gov.au; freedomofinformation@humanservices.gov.au; foi@finance.gov.au; foi@health.gov.au; foi@employment.gov.au; FOI@Defence.gov.au; foi@agriculture.gov.au; foi@afp.gov.au; FOI@education.gov.au; foi@communications.gov.au

Cc: FOI Requests

Subject: FOI request concerning IPv4 and IPv6 addresses [DLM=For-Official-Use-Only]

For Official Use Only

Good afternoon FOI Contact Officers

AGD is aware that a number of agencies have received an FOI request from Right to Know Australia (Mr Ben Fairless and others) seeking access to records detailing the IPv4 and IPv6 addresses used to access the public internet from within an agency's network.

In light of Right to Know Australia's request, AGD would like to take this opportunity to remind agencies of correspondence from Roger Wilkins AO, Secretary, AGD on 7 June 2013 about the receipt of FOI requests concerning cyber security incidents or possible data breaches. In his correspondence, Mr Wilkins requested that agencies consult with AGD if any FOI requests of this nature are received in order for AGD to advise on any policy sensitivities and national security concerns that may arise from the release of the information.

AGD is currently considering possible Commonwealth cyber security issues raised by Mr Fairless' request with a view to providing further advice to agencies on this matter shortly.

In the meantime, if you have received a request for information from Right to Know Australia similar to that described above, we would be grateful if you could contact the FOI area in AGD by email at FOI@ag.gov.au

Regards

FOI Contact Officer

Freedom of Information and Privacy Section | Office of Corporate Counsel
Attorney-General's Department | 3 - 5 National Circuit, Barton ACT 2600

*: foi@ag.gov.au

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identity. The handling of your personal information is protected by the Privacy Act 1988 and our privacy policy is available at <http://www.ag.gov.au/Pages/Privacystatement.aspx>. If you have an enquiry or complaint about your privacy, please contact the Privacy Contact Officer on 02 6141 2660 or via e-mail privacy@ag.gov.au.
