Folios 1 to 85 exempt in full under s34 (Cabinet Documents) of the FOI Act.

```
Email Message
                               s22 irrelevant material
  From:
  To:
Cc:
Sent:
Received:
                                19/11/2015 at 4:12 PM
                                19/11/2015 at 4:12 PM
Incorporation of comments
  Subject:
  All good points and I will incorporate, thank you $22
  A
  Thanks
  A
 s22 irrelevant
  Manager, Competitiveness Section
  Strategic Policy Branch
  Portfolio Strategic Policy Division
  Department of Industry, Innovation and Science
  10 Binara Street
  Canberra ACT 2600
  Phone s22 irrelevant material
  Mobile: s22 irrelevant material
  ABN 74 599 608 295
  From: s22 irrelevant material
  Sent: Thursday, 19 November 2015 4:04 PM
To: s22 irrelevant material
Subject: RE: NAIF legal questions [SEC=UNCLASSIFIED]
 A few thoughts below.
  I don't think we need to explain why we wouldn't go with a high risk option a surely itas obvious. And remember we can't send this as
 Ā
  Iâll leave $22 to comment on the sharing of advice matter.
 We probably also need to include some next steps in the email. Perhaps we could offer to call and discuss? Or suggest he gets his own legal advice (could even note we know the 3 relevant Solicitor-Generalas have already informally discussed this).
 Á
 Cheers
 A
s22 irrelevant material
 From: $22 irrelevant
Sent: Thursday, 19 November 2015 2:36 PM
 To: $22 irrelevant material Subject: FW: NAIF legal questions [SEC=UNCLASSIFIED]
 Ā
 ні s22 irrelevant material
 A
 Grateful if you could have a look at my draft response to S22 below and get back with any comments J
 Thanks
 s22 irrelevant material
 Manager, Competitiveness Section
 Strategic Policy Branch
```

Portfolio Strategic Policy Division

```
Department of Industry, Innovation and Science
   10 Binara Street
   Canberra ACT 2600
    Phone +s22 irrelevant material
   Mobile: s22 irrelevant material
   ABN 74 599 608 295
   Dear s22 irrelevant material
   Thank you for discussing the legal and accounting issues associated with the NAIF with my colleagues earlier this week.
s22 irrelevant material
   Given we all want the NAIF to succeed and are in support of its objectives of:
   A.A A A A A Development of northern Australia;
   \text{\AA} \cdot \text{Å} \,\, \text{Å} \,\, \text{Å} \,\, \text{Å} \,\, \text{Å} \,\, \text{Provision of long term project debt financing;}
   \text{\AA-\AA} \text{\AA} \text{\AA} \text{\AA} \text{\AA} \text{\AA} \text{An independent board making investment decisions at armas length from government,}
   we are keen to explore with you options for delivery through Queensland government. We want to ensure that these arrangements will, to the fullest extent possible, have an acceptable level of legal, and accounting risk for Queensland.
 s47B(b) & s47C
   Â
  s22 irrelevant material
   Á
   From: s22 irrelevant material
  From: $22 lifelevant material
Sent: Thursday, 19 November 2015 12:28 PM
To: $22 irrelevant material
CC: Dal Bon, Nathan; $22 irrelevant material
$22 irrelevant material
Subject: NAIF legal questions
   Hi s22
                thanks for coming back to me on this.
   Â
 s47B(b) & s47C
   context of NAIF (which is about payment of monies to parties other than the State) a head of power that allows the Commonwealth to make a payment to the state is not really relevant.
   Re State referral of powers, I suspect any application would need to be very specific and conditional (perhaps in regard to specific projects) so as to not create unintended consequences. Donat rule out State legislation as an option, if that is what is needed to make this facility work properly.
 s47B(b) & s47C
```

```
Ā
  Let me know as soon as you can how you get on with getting us the legal advice that youave already obtained.
  Regards
 s22 irrelevant material
  á
  Á
  Á
s22 irrelevant
  A/Director Project Policy and Assurance
  Commercial Group
  Queensland Treasury
  Level 6, Executive Building, 100 George Street Phone: A & S22 irrelevant material
  Mobile:As22 irrelevant material
Email:A A A A HYPERLINK 'SZZ Irrelevant material
  Web: A A A A HYPERLINK "http://www.treasury.qld.gov.au/"www.treasury.qld.gov.au
  A -
  Á
  A
  From: s22 irrelevant material
  Sent: Tuesday, 17 November 2015 7:44 PM
To: S22 irrelevant material
Cc: Dal Bon, Nathan; S22 irrelevant material
 $22 irrelevant material
Subject: Follow-up legal questions from meeting with [DLM=For-Official-Use-Only]
  Hello s22 irrelevant material
  Further to our meeting earlier today, please find below some additional questions we are proposing to obtain advice on from the Australian Government Solicitor (AGS). I would appreciate your feedback on whether we have captured your questions appropriately before we seek to obtain the legal advice?
  I am also pursuing the question of provision of AGS advice to State and Territory governments, but that is not a simple process, I will provide further advice on this in coming days.
  ā
  Happy to discuss.
  Ā
  Thanks
 s22 irrelevant material
  Manager, Competitiveness Section
  Strategic Policy Branch
  Portfolio Strategic Policy Division
  Department of Industry, Innovation and Science
  10 Binara Street
  Canberra ACT 2600
  Phone s22 irrelevant material
  Mobile:s22 irrelevant material
```

ABN 74 599 608 295

s22 irrelevant material

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Email Message
                                        s22 irrelevant material
   From:
   To:
Cc:
                                         Dal Bon, Nathan (SMTP, Nathan, DalBon@industry.gov.au), s22 irrelevant material s22 irrelevant material
                                          20/11/2015 at 12:27 PM
20/11/2015 at 12:29 PM
   Sent:
Received:
    Subject:
                                          QLD response to email
                 â unfortunately I am tied up in meetings all afternoon.Â
   A
   s47B(b) and s47C
   Happy to discuss further once these things have been progressed.
  Â
   Regards
 s22
 irrelevant
  Ā
  Ā
  s22 irrelevant material
  A/Director Project Policy and Assurance
  Commercial Group
  Oueensland Treasury
  Level 6, Executive Building, 100 George Street Phone: A A $22 irrelevant material
  Mobile: A $22 irrelevant material Email: A A A A HYPERLINK "mailto: $22 irrelevant material
  \texttt{Web: A} \ \ \texttt{A} \ \ \texttt{A} \ \ \texttt{A} \ \ \texttt{A} \ \ \texttt{HYPERLINK} \ \ "\texttt{http://www.treasury.qld.gov.au}/"\texttt{www.treasury.qld.gov.au}
  Å
  Ā
  Ā
  ħ
  Ā
  From: s22 irrelevant material
  Sent: Friday, 20 November 2015 10:46 AM
To: $22 irrelevant material
Cc: Dal Bon. Nathan: $22 irrelevant material
$22 irrelevant material
  Subject: RE: NAIF legal questions [SEC=UNCLASSIFIED]
  Ā
  Good morning s22 irreleva
  å
  Thank you for your email.
  We are working with our legal colleagues and Attorney Generalås Department to seek their agreement to share some of the analysis with you. As \$22 mentioned it is unlikely we will have this advice before the end of next week. As soon as we have further guidance we will let you know.
  I would recommend that you speak through these issues with your Solicitor General. We understand from discussions with other jurisdictions that the Solicitor Generals across Queensland, Northern Territory and Western Australia have started informal discussions around the delivery of the NAIF and are aware of the issues we are working through.
s47B(b) & s47C
 Appreciate if you could let us know your availability this afternoon or Monday for a further discussion. Would any time after 2.30pm this afternoon Queensland time be suited?
  Á
```

```
Regards
 s22
  From: s22 irrelevant material
Sent: Thursday, 19 November 2015 8:24 PM
To: $22 irrelevant
Co: Dal Bon, Nathan, $22 irrelevant material
$22 irrelevant material
  Subject: Re: NAIF legal questions [SEC=UNCLASSIFIED]
 s47B(b) & s47C
  Á
  s47B(b) & s47C
  Happy to discuss further tomorrow, but am relying on provision of your option analysis advice to advance our consideration.Â
  RegardsÅ
 s22 irrelevant material
  A/Director Project Policy and Assurance
  Commercial Group
  Cucensland Treasury
  Fhone s22 irrelevant material
 Mobile s22 irrelevant material
 ٨
  Sent via iPhoneÂ
  _{\text{Cn}} 19 Nov 2015, at 6:38 _{\text{PM}}, s22 irrelevant material
                                                                                                                                                                     wrote:
  ні s22 irrelevant material
 Á
  Thank you for your email.
s22 irrelevant material
  However, at this stage we are unable to share any legal advice with you, although I am still pursuing options to do this. It may still take over a week to resolve this.
 In relation to referral of powers, this is really an area where you should seek your own legal advice, as this is really a matter for States to determine. $47R(h) \& $47C
 s47B(b) & s47C
 We are very happy to discuss this further with you by teleconference either tomorrow or next week. It may be useful for you to discuss this with your legal area prior to having that discussion. Please contact $22 irrelevant to arrangeA this teleconference, as I will be travelling for the next few days.
  Thanks
 s22 irrelevant material
```

```
Manager, Competitiveness Section
  Strategic Policy Branch
  Portfolio Strategic Policy Division
 Department of Industry, Innovation and Science
  10 Binara Street
  Canberra ACT 2600
  Phone +s22 irrelevant material
  Mobile: s22 irrelevant material
 ABN 74 599 608 295
  From: s22 irrelevant materail
 Sent: Thursday, 19 November 2015 12:28 PM
To: S22 irrelevant material
Cc: Dal Bon, Nathan;
 Subject: NAIF legal questions
 A
 <sub>Hi</sub> s22
             thanks for coming back to me on this.
 A
s22 irrelevant material
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Sent: Tuesday, 17 November 2015 7:44 PM
 To: $22 irrelevant
Co: Dal Bon, Nathan, $22 irrelevant material
$22 irrelevant material
$22 irrelevant material
$22 irrelevant material
Subject: Follow-up legal questions from meeting with [DLM4=For-Official-Use-Only]
   Hello s22 irrelevant material
   Further to our meeting earlier today, please find below some additional questions we are proposing to obtain advice on from the Australian Government Solicitor (AGS). I would appreciate your feedback on whether we have captured your questions appropriately before we seek to obtain the legal advice?
   I am also pursuing the question of provision of AGS advice to State and Territory governments, but that is not a simple process, I will provide further advice on this in coming days.
   Happy to discuss.
   Thanks
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   Manager, Competitiveness Section
   Strategic Policy Branch
   Portfolio Strategic Policy Division
   Department of Industry, Innovation and Science
   10 Binara Street
   Canberra ACT 2600
   Phone s22 irrelevant material
  Mobile: $22 irrelevant material
   A
   ABN 74 599 608 295
   Ā
s22 irrelevant material
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