

6 July 2018

Commonwealth Ombudsman  
GPO Box 442  
Canberra Act 2601

Lodged electronically

Dear Ombudsman

**Export Finance and Insurance Corporation**

We represent the Australian Conservation Foundation and write to request an investigation into the Export Finance and Insurance Corporation (**EFIC**) and its failure to publish its Board's assessment of a proposal related to the Adani Carmichael mine and rail project.

We understand publication of the assessment is required under the Minister's Statement of Expectations. We have made a formal complaint to EFIC and received an unsatisfactory response.

Please find attached:

- (a) formal complaint letter to EFIC dated 13 June 2018;
- (b) EFIC's response dated 21 June 2018.

EFIC's response failed to provide the assessment and did not confirm whether or not the Board had performed the required assessment. EFIC referred to its secrecy obligations but failed to consider its ability to disclose the mere fact of the Board's assessment, as well as the ability to disclose particulars of potential transactions under s 87(6) *Export Finance and Insurance Corporation Act 1991*.

For further background, we also attach a report *The real risks of EFIC support for Adani* dated 6 June 2018. The report sets out important public interest considerations on page 6.

Thank you for considering our request. We look forward to hearing from you.

Yours sincerely



David Barnden  
Environmental Justice Australia