



**Australian Government**

**Department of the Prime Minister and Cabinet**

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3-5 NATIONAL CIRCUIT

CANBERRA, A.C.T. 2600

Mr Lyall Lindsay Sempf  
In care of Principality of Range View  
Via GATTON QLD 4343

Dear Mr Sempf

I refer to your letter of 18 October 2004 to Ms Machiko Hodge, FOI Contact Officer for the Attorney-General's Department, in which you made a request under the *Freedom of Information Act 1982* (the FOI Act) in the following terms:

Specifically, I require the instrument that the Royal Styles and Titles Act (C'1th) 1973 looks to for its head of power under the Constitution for its valid creation by the Commonwealth Parliament or, a lawfully valid instrument outside those powers set out in Section 51 of the Constitution. This instrument is mandatory to establish that the "Queen of Australia" is lawfully qualified in the exercise of executive power in the Commonwealth of Australia.

Your request was transferred to the Department of the Prime Minister and Cabinet under section 16 of the FOI Act on 21 October 2004.

I have enclosed a decision in respect of your request by Mr Alex Anderson, Assistant Secretary, Legal and Culture Branch, and an information sheet setting out your rights of review and complaint.

I will forward a receipt for your payment of the \$30 application fee for this request when it becomes available.

Yours sincerely

A handwritten signature in black ink that reads "H. M. Gladstones."

Helen Gladstones  
FOI Contact Officer

26 October 2004