

Federal Act dated 15th May 1987 on the duty to grant information on the part of the administration of the Federation and on a modification of the Federal Ministries Act 1986 (Duty to Grant Information Act)

§ 1. (1) The organs of the Federation as well as the organs of the self administration to be regulated by the Federal Legislation shall give information on matters within their scope of activities to the extent not being in contradiction to a statutory duty of secrecy.

(2) Information shall be given only or to an extent which does not substantially impair compliance with the other duties of the administration; professional organisations are only obliged to give information to its members and only to the extent as this does not prevent proper compliance with their statutory duties. Such information shall not be given if it is obviously requested in a frivolous way.

§ 2. Anyone is entitled to submit requests for information in writing, orally or by telephone. Any applicant for information may be requested to formulate his oral or telephonic request for information in writing, if the request does not sufficiently substantiate the contents or the extent of the information requested.

§ 3. Information shall be given without undue delay, at the latest however, within 8 weeks after receipt of the request for information. If for special reasons such term cannot be complied with, the applicant shall be informed accordingly in writing.

§ 4. If an information is not granted a decree on the decision shall be issued if the applicant requests so. The rules of procedure determining the issue of the decree so to be rendered shall be subject to be the AVG (General Administration Procedure Act), unless a different procedural act shall apply to the matter, in which the information is requested.

§ 5. Requests for information and information as well as applications and decrees pursuant to § 4 referring to matters of the security administration (§ 2 para 2 of the Security Police Act, Federal Law Gazette no. 566/1991, as amended) shall be exempted from stamp duties and federal administrative fees.

§ 6. To the extent special duties to give information exist pursuant to different Federal Acts the subject Federal Act shall not apply.

§ 7. §§ 2 first sentence, 4, 5, 6 and 8, as amended by Federal Act, Federal Law Gazette I no. 158/1998, shall become effective as of 1st January 1999.

§ 8. The Federal Government shall be in charge of executing the subject Federal Act.