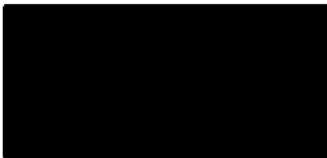




**ACT**  
Government

**Canberra Health  
Services**

FOI18-103



Dear [REDACTED]

**Freedom of Information Request: FOI18/103**

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by Canberra Health Services on 23 October 2018, in which you sought access to a report regarding a public interest disclosure.

Specifically, you are seeking:

*"The report produced by barrister [REDACTED] on allegations raised in a public interest disclosure application regarding breast imaging made by [REDACTED]"*

I am an Information Officer appointed by the Director-General of ACT Health under section 18 of the Act to deal with access applications made under Part 5 of the Act.

Canberra Health Services was required to provide a decision on your access application by 20 November 2018.

Decision on access

I have decided to refuse to confirm or deny the existence of the requested government information under section 35(1)(e) of the Act. I have decided that the information, if it did exist, would be contrary to the public interest information in accordance with Schedule 1.9(a) of the FOI Act as it may disclose the identity of a person who has made a public interest disclosure under the *Public Interest Disclosure Act 2012* (the PID Act) and could reasonably be expected to be an offence under the PID Act if disclosed. The release of this information could, if it did exist, also reasonably be expected to be an unreasonable limitation on a person's rights under the *Human Rights Act 2004*.

Charges

Processing charges are not applicable for this request because no documentation has been provided.

### Online publishing – disclosure log

Under section 28 of the Act, Canberra Health Services maintains an online record of access applications called a disclosure log. Your original access application and my decision will be published in the disclosure log with some detail redacted. This will occur not more than ten days after the date of this decision. Your personal contact details will not be published.

You may view the Canberra Health Services disclosure log at:

<https://health.act.gov.au/about-our-health-system/freedom-information/disclosure-log>.

### Ombudsman review

My decision on your access request is a reviewable decision as identified in Schedule 3 of the Act. You have the right to seek Ombudsman review of this outcome under section 73 of the Act within 20 working days from the day that my decision is published in Canberra Health Services disclosure log, or a longer period allowed by the Ombudsman.

If you wish to request a review of my decision you may write to the Ombudsman at:

The ACT Ombudsman  
GPO Box 442  
CANBERRA ACT 2601

Via email: [ACTFOI@ombudsman.gov.au](mailto:ACTFOI@ombudsman.gov.au)

### ACT Civil and Administrative Tribunal (ACAT) review

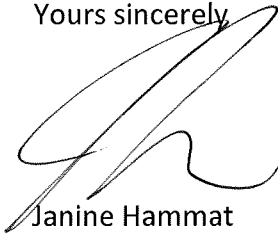
Under section 84 of the Act, if a decision is made under section 82(1) on an Ombudsman review, you may apply to the ACAT for review of the Ombudsman decision.

Further information may be obtained from the ACAT at:

ACT Civil and Administrative Tribunal  
Level 4, 1 Moore St  
GPO Box 370  
Canberra City ACT 2601  
Telephone: (02) 6207 1740  
<http://www.acat.act.gov.au/>

If you have any queries concerning Canberra Health Services processing of your request, or would like further information, please contact the FOI Coordinator on 6205 1340 or email [HealthFOI@act.gov.au](mailto:HealthFOI@act.gov.au).

Yours sincerely

A handwritten signature in black ink, appearing to be 'J Hammat', written over the words 'Yours sincerely'.

Janine Hammat  
**Executive Director**  
People & Culture

19 November 2018