

Our reference: **CHSFOI21-22.40**

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

DECISION ON YOUR ACCESS APPLICATION

I refer to your application under section 30 of the *Freedom of Information Act 2016* (FOI Act), received by Canberra Health Services (CHS) on **Thursday 16 June 2022**.

This application requested access to:

'The subject line of all final ministerial briefs from 10th of April 2022 to 10th of May 2022 generated for or directed to any ACT Government Minister.

This request includes, wherever possible, the date of the brief, the internal reference, position of authority it was written by, and which Minister it was addressed to.

This request includes briefs prepared for Question Time, but not for Estimates or Annual Reports.'

I am an Information Officer appointed by the Chief Executive Officer of Canberra Health Services (CHS) under section 18 of the FOI Act to deal with access applications made under Part 5 of the Act. CHS was required to provide a decision on your access application by **Thursday 14 July 2022**.

The information has been extracted into one document holding the information within the scope of your access application. The document was created for the purpose of your request and captures information sourced from HPE Content Manager (Record Management System).

Decisions

I have decided to grant partial access to one document.

My access decisions are detailed further in the following statement of reasons and the documents released to you are provided as Attachment A to this letter.

In reaching my access decision, I have taken the following into account:

- The FOI Act
- The contents of the documents that fall within the scope of your request
- The views of relevant third parties, and
- The *Human Rights Act 2004*.

Partial Access

Redactions have been made on page 1 as it contains information that I consider, on balance, to be contrary to the public interest to disclose under the test set out in section 17 of the Act as the information contained in this folio is partially comprised of personal information.

Public Interest Factors Favouring Disclosure

The following factors were considered relevant in favour of the disclosure of the documents:

- Schedule 2, 2.1(a)(i) promote open discussion of public affairs and enhance the government's accountability, and
- Schedule 2, 2.1(a)(ii) contribute to positive and informed debate on important issues or matters of public interest.

Public Interest Factors Favouring Non-Disclosure

The following factors were considered relevant in favour of the non-disclosure of the documents:

- Schedule 2, Schedule 2.2 (a)(ii) prejudice the protection of an individual's right to privacy or any other right under the Human Rights Act 2004.

On balance, the factors favouring disclosure did not outweigh the factor favouring non-disclosure as the redacted information contains names of non-ACT government employees. Therefore, I determined the information identified is contrary to the public interest and I have decided not to disclose this information.

Charges

Processing charges are not applicable to this request.

Disclosure Log

Under section 28 of the FOI Act, CHS maintains an online record of access applications called a disclosure log. The scope of your access application, my decision and documents released to you will be published in the disclosure log not less than three days but not more than 10 days after the date of this decision. Your personal contact details will not be published.

<https://www.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 FOI 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 ACT Health's 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
Website: ombudsman.act.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/>

Further assistance

Should you have any queries in relation to your request, please do not hesitate to contact the FOI Coordinator on (02) 5124 9831 or email HealthFOI@act.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to be 'JS' or similar initials, written in a cursive style.

Josephine Smith
Executive Branch Manager
Strategy & Governance
Canberra Health Services

7 July 2022

Record Number	Title	Position of authority it was written	Date of Brief	Which Minister addressed to
GBCHS22/124	CHS 2021-22 Capital Works Program and Recurrent Initiatives Review – Stage 3	Chief Finance Officer	28/04/2022	Minister for Health
MCHS22/112	Email - Minister for Health - Passing of my Son [REDACTED]	Chief Operating Officer	26/04/2022	Minister for Health
MCHS22/172	Initiated Brief: (Minister for Health) Freedom of Information (FOI) Application from [REDACTED] MLA re Nurse Numbers, recruitment and contracts (CHSFOI21-22.22)	Executive Director, Nursing, Midwifery and Patient Support Services	05/05/2022	Minister for Health
MCHS22/204	Letter - Referral of correspondence received by Minister Greg Hunt to Minister for Health - Complaint re Care for Cancer and concerns re Communication on behalf of [REDACTED]	Chief Operating Officer	06/05/2022	Minister for Health
MCHS22/214	Email - Minister for Health - Complaint re delay to surgery - [REDACTED]	Chief Operating Officer	02/05/2022	Minister for Health
MCHS22/236	Email - Minister for Health - Complaint - Cancellation of Cardiac Appointments - [REDACTED]	Chief Operating Officer	26/04/2022	Minister for Health
MCHS22/237	Letter - Minister for Health - Expression of concern and review options - [REDACTED] - CAHMA - [REDACTED]	Chief Operating Officer	11/04/2022	Minister for Health
MCHS22/246	Initiated Brief: (Minister for Health) - Canberra Health Services Weekly Brief (11 to 15 April 2022)	Deputy Chief Executive	14/04/2022	Minister for Health
MCHS22/251	Initiated Brief: (Minister for Health) Extension of Funding for Encouraging More Clinical Trials in Australia	Chief Executive Officer	21/04/2022	Minister for Health
MCHS22/258	Request for Advice - Minister for Health - Overview dotties re: Dhulwa		14/04/2022	Minister for Health
MCHS22/259	Initiated Brief: (Minister for Health) - Canberra Health Services Weekly Brief (18 to 22 April 2022)	Deputy Chief Executive	21/04/2022	Minister for Health
MCHS22/261	Initiated Advisory Note: (Minister for Health) Medical Negligence Claim – Judgement Outcome - [REDACTED] v ACT	Deputy Chief Executive	14/04/2022	Minister for Health
MCHS22/267	Meeting - Minister for Health - ACT Dermatology - Wednesday, 27 April 2022 (11am to 12pm)	Chief Operating Officer	22/04/2022	Minister for Health
MCHS22/268	Initiated Brief: Minister for Health - Variation proposal - Approved capital funding for Building 10 electrical upgrades	Deputy Chief Executive	27/04/2022	Minister for Health
MCHS22/269	Email - Minister for Health - Concerns re [REDACTED] regarding obesity and mental health - [REDACTED]	Chief Operating Officer	03/05/2022	Minister for Health
MCHS22/277	Initiated Brief: (Minister for Health) - Canberra Health Services Weekly Brief (25 to 29 April 2022)	Deputy Chief Executive	27/04/2022	Minister for Health
MCHS22/288	Meeting - Minister for Health - [REDACTED] - Monday 9 May 2:00 3:00 pm	Chief Operating Officer	06/05/2022	Minister for Health
MCHS22/292	Initiated Brief: (Minister for Health) - Canberra Health Services Weekly Brief (2 to 6 May 2022)	Deputy Chief Executive	05/05/2022	Minister for Health
MCHS22/294	Meeting - Minister for Health - Australian Salaried Medical Officers' Federation (ASMOF) - Wednesday 4 May 2022	Executive Director, Medical Services	04/05/2022	Minister for Health
MCHS22/295	Initiated Brief(Minister for Health) Health System Capacity and Staffing Shortages	Chief Operating Officer	02/05/2022	Minister for Health
MCHS22/298	Advisory Note - Minister for Health - Omar Adham cleared to Practice by AHPRA	Chief Operating Officer	06/05/2022	Minister for Health

Record Number	Title	Position of authority it was written	Date of Brief	Which Minister addressed to
MCHS22/196	Email - Minister for Mental Health - Complaint re Bullying and Harassment in the Adult Mental Health Unit	Chief Operating Officer	19/04/2022	Minister for Mental Health
MCHS22/219	Email - Minister for Justice Health - Referral Pathways for Non-Indigenous Detainees for access to Mental Health Services - Julie Tongs	Chief Operating Officer	19/04/2022	Minister for Justice Health
MCHS22/247	Initiated Brief: (Minister for Mental Health) - Canberra Health Services Weekly Brief (11 to 15 April 2022)	Deputy Chief Executive	14/04/2022	Minister for Mental Health
MCHS22/260	Initiated Brief: (Minister for Mental Health) - Canberra Health Services Weekly Brief (18 to 22 April 2022)	Deputy Chief Executive	21/04/2022	Minister for Mental Health
MCHS22/278	Initiated Brief: (Minister for Mental Health) - Canberra Health Services Weekly Brief (25 to 29 April 2022)	Deputy Chief Executive	27/04/2022	Minister for Mental Health
MCHS22/280	Request for Advice: (Minister for Mental Health) Dhulwa Reviews	Executive Director, Mental Health, Justice Health and Alcohol and Drug Services	03/05/2022	Minister for Mental Health
MCHS22/293	Initiated Brief: (Minister for Mental Health) - Canberra Health Services Weekly Brief (2 to 6 May 2022)	Deputy Chief Executive	05/05/2022	Minister for Mental Health