

Our reference: **ACTHDFOI22-23.10**

[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 ACT Health Directorate (ACTHD) on **Tuesday 4 October 2022**.

The application requested access to:

'The subject line of all final ministerial briefs from 11th of June 2022 to 10th of July 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 Director-General of ACT Health Directorate (ACTHD) under section 18 of the FOI Act to deal with access applications made under Part 5 of the Act. ACTHD was required to provide a decision on your access application by **Tuesday 1 November 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 on access

I have decided to grant partial access to the one document.

My access decisions are detailed further in the following statement of reasons and the documents released to you are provided as Attachment B 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 to information that would reveal deliberations of Cabinet and is therefore taken to be contrary to the public interest to release, under Schedule 1.6 (1) Cabinet Information (d) the disclosure of which would reveal any deliberation of Cabinet.

The document is also partially comprised of 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 regarding the personal information and a management function of an agency.

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; and
- Schedule 2, 2.2 (a)(xv) prejudice the management function of an agency or the conduct of industrial relations by an agency.

On balance, the factors favouring disclosure are outweighed by the factors favouring non-disclosure as the information would not provide any government information pertinent to your request. The personal information is of non-ACT Government employees' and has not been disclosed as this could reasonably be expected to prejudice the protection of the individual's right to privacy. The document also contains information that could prejudice a management function of an agency.

Therefore, I have determined the information identified is contrary to the public interest and would not advantage the public in disclosing this information.

Charges

Processing charges are not applicable to this request.

Disclosure Log

Under section 28 of the FOI Act, ACTHD 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



Catherine Ellis
A/g Senior Director
Ministerial and Government Services
ACT Health Directorate

31 October 2022

Record Number	Title	Date to Minister's Office	Minister addressed to	Position of authority it was written
GBC22/148	(Exposure) Cabinet Submission - Minister for Health - CAB22/224 - Assembly Resolution - Assisted Reproduction Technology – Regulation and Access	16/06/2022	Minister for Health	Rebecca Cross, Director-General
GBC22/256	Assembly Business - Minister for Health - Legislation proposals for 2022 Legislation Program	22/06/2022	Minister for Health	Rebecca Cross, Director-General
GBC22/281	Ministerial Brief - Minister for Health - PaGA and Election Commitments Report 3 - June 2022	04/07/2022	Minister for Health	Rebecca Cross, Director-General Dave Peffer, Chief Executive Officer
GBC22/282	Ministerial Brief - Minister for Mental Health - PaGA Commitment Report 3 - June 2022	23/06/2022	Minister for Mental Health	Rebecca Cross, Director-General Dave Peffer, Chief Executive Officer
GBC22/308	Weekly Brief - Minister for Health - 9-13 May 2022	20/06/2022	Minister for Health	Chadia Rad, Senior Manager, Ministerial and Government Services
GBC22/311	Brief - Minister for Health - Annual Review of Fees and Charges - Health Act, 1993 - 1 July 2022	16/06/2022	Minister for Health	Deborah Anton, Deputy Director-General
GBC22/321	Discussion Paper - CAB22/395 - Minister for Health - Draft Drug Strategy Action Plan - 2022-2026	14/06/2022	Minister for Health	Rebecca Cross, Director-General
GBC22/340	Final Cabinet Submission - CAB22/381 - Minister for Mental Health - Bilateral Agreement between the Commonwealth and the Australian Capital Territory (ACT) Government for the Aftercare following a suicide attempt (Way Back).	17/06/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
GBC22/363	Weekly Brief - Minister for Health - 6-10 June 2022	17/06/2022	Minister for Health	Chadia Rad, Senior Manager, Ministerial and Government Services
GBC22/364	Weekly Brief - Minister for Mental Health - 6-10 June 2022	17/06/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
GBC22/381	Initiated brief - Public Health Amendment Bill 2021 (No. 2) - Correspondence to the Attorney-General – Consultation for the appointment of an external reviewer	20/06/2022	Minister for Health	Dr Robyn Walker, Executive Group Manager, COVID-19 Response
GBC22/386	Final - Cabinet Submission - CAB22/412 - Minister for Mental Health - National Mental Health Workforce Strategy	01/07/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
GBC22/388	Chief Health Officer update on the Status of the public health emergency - Report 28 – July 2022	07/07/2022	Minister for Health	Dr Kerryn Coleman, Chief Health Officer
GBC22/390	Weekly Brief - Minister for Health - 13-17 June 2022	24/06/2022	Minister for Health	Chadia Rad, Senior Manager, Ministerial and Government Services
GBC22/391	Weekly Brief - Minister for Mental Health - 13-17 June 2022	23/06/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
GBC22/397	Government Business - Minister for Health - Referral of Canberra Region Medical Education Council (CRMEC) Chair to the ACT Remuneration Tribunal	06/07/2022	Minister for Health	Rebecca Cross, Director-General
GBC22/399	Cabinet Submission - Final - CAB22/106 - Minister for Mental Health - The Missing Middle' Support for Children and Young People Experiencing Moderate to Severe Mental Health Concerns	06/07/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
GBC22/402	Weekly Brief - Minister for Health - 20-24 June 2022	01/07/2022	Minister for Health	Stephen Miners, A/g Deputy Director-General
GBC22/410	ACT Health Portfolio 2022-23 Budget Initiative Descriptions - Health	05/07/2022	Minister for Health	Rebecca Cross, Director-General Dave Peffer, Chief Executive Officer
GBC22/411	ACT Health Portfolio 2022-23 Budget Initiative Descriptions - Mental Health	05/07/2022	Minister for Mental Health	Rebecca Cross, Director-General Dave Peffer, Chief Executive Officer
GBC22/417	FINAL - Cabinet Submission - CAB22/321- Minister for Mental Health - [REDACTED]	11/07/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
GBC22/419	Cabinet Submission (Exposure Draft) - Minister for Health - CAB21/813 - ACT Health Services Plan 2022-2030	04/07/2022	Minister for Health	Rebecca Cross, Director-General
GBC22/422	Weekly Brief - Minister for Health - 27 June - 1 July 2022	08/07/2022	Minister for Health	Stephen Miners, A/g Deputy Director-General
GBC22/423	Weekly Brief - Minister for Mental Health - 27 June - 1 July 2022	07/07/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
GBC22/425	Assembly Business - [REDACTED]	06/07/2022	Minister for Health	Fiona Barbaro, Executive Group Manager, Population Health Division
GB22/43	Cabinet Submission for the Final Report - Understanding the 'Missing Middle'	20/06/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
MIN22/237	Meeting - Minister for Health - Capital Health Network (CHN) - 21 June 2022 at 11 00 AM - 12 00 PM	14/06/2022	Minister for Health	Michael Culhane, Executive Group Manager, Policy, Partnerships & Programs Division
MIN22/353	Meeting - Minister for Health - Calvary Quarterly/Monthly Catch up - 23 June 2022 at 3.00pm-4.00pm	22/06/2022	Minister for Health	Margaret Stewart, Executive Branch Manager, Local Hospital Network, Commissioning Branch
MIN22/520	Brief - Minister for Mental Health - Correspondence - Letter - Aftercare following a suicide attempt - transition extension - ACT - Minister Hunt	11/07/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
MIN22/605	Federation Funding Agreement (FFA) Japanese Encephalitis Virus (JEV) Mitigation through Mosquito Surveillance and Control	29/06/2022	Minister for Health	Dr Kerryn Coleman, Chief Health Officer
MIN22/696	Initiated Brief - Minister for Health - Freedom of Information (FOI) application from [REDACTED] MLA regarding a copy of the ministerial briefs with outlined titles ACTHDFOI21-22.60	05/07/2022	Minister for Health	Chadia Rad, Senior Manager, Ministerial and Government Services
MIN22/697	Initiated Brief-Minister for Health-Freedom of Information (FOI) application from [REDACTED] Media regarding Documentation on outbreak investigation at Mrs Kim's Donuts between November 2021 and April 2022 and applicant and ACTHD ACTHDFOI21-22.61	23/06/2022	Minister for Health	Fiona Barbaro, Executive Group Manager, Population Health Division
MIN22/754	Initiated brief - Minister for Health - Hospital in the Home – Costing Study	30/06/2022	Minister for Health	Jacinta George, Executive Group Manager, Health System Planning and Evaluation
MIN22/780	Initiated Brief - Minister for Health - Calvary Public Hospital Bruce (CPHB) 2020-21 COVID Reconciliation	21/06/2022	Minister for Health	Rebecca Cross, Director-General
MIN22/803	Initiated brief - Minister for Health - Publication of the Community Assistance and Support Program Referral Pathways Report	16/06/2022	Minister for Health	Michael Culhane, Executive Group Manager, Policy, Partnerships & Programs Division
MIN22/808	Initiated Brief - Minister for Health - Outcome of Healthy Canberra Grants Focus on Supporting Children and Families	20/06/2022	Minister for Health	Rebecca Cross, Director-General
MIN22/809	Initiated Brief - Minister for Health - Monthly Digital Health Record (DHR) Update - June 2022	16/06/2022	Minister for Health	Peter O'Halloran, Chief Information Officer and Executive Group Manager, Digital Solutions Division
MIN22/817	[REDACTED]	01/07/2022	Minister for Health	Rebecca Cross, Director-General
MIN22/824	Meeting - Minister for Health - Aunty Ros - Ngunawal Bush Healing Farm - 4 July 2022 at 3.00pm	01/07/2022	Minister for Health	Michael Culhane, Executive Group Manager, Policy, Partnerships & Programs Division
MIN22/836	Meeting - Minister for Health - Health Leadership Roundtable on Climate Action - 29 June 2022 at 5 00 PM-6 30 PM	27/06/2022	Minister for Health	Liz Lopa, Executive Group Manager, Strategic Infrastructure
MIN22/837	Initiated Brief - Minister for Health - Closure of the Early Morning Centre (EMC) clinic	17/06/2022	Minister for Health	Michael Culhane, Executive Group Manager, Policy, Partnerships & Programs Division
MIN22/838	Initial Brief - Minister for Health - Review of Public Health Social Measures	14/06/2022	Minister for Health	Dr Kerryn Coleman, Chief Health Officer
MIN22/843	Initiated Brief - Minister for Mental Health - Letter to Minister for Mental Health from Mental Health Service Complainant [REDACTED]	04/07/2022	Minister for Mental Health	Stephen Miners, A/g Deputy Director-General
MIN22/850	Initiated Brief - Minister for Health - Endorsement of reappointment of members and Chairs to the Commonwealth Gene Technology Advisory Committee and Gene Technology Ethics and Community Consultative Committee	16/06/2022	Minister for Health	Rebecca Cross, Director-General
MIN22/859	Initiated Brief - Minister for Health - Proposed closure of the Equity Access Program on 30 June 2022	20/06/2022	Minister for Health	Dr Robyn Walker, Executive Group Manager, COVID-19 Response
MIN22/860	Initiated Brief - Minister for Health - Queen Elizabeth II Family Centre (QEII) Proposed Day Services Implementation	17/06/2022	Minister for Health	Jacinta George, Executive Group Manager, Health System Planning and Evaluation
MIN22/868	Initiated Brief - Minister for Health - Freedom of Information (FOI) application from [REDACTED] MLA relating to Questions On Notice - ACTHDFOI 21-22.64	08/07/2022	Minister for Health and Minister for Mental Health	Chadia Rad, Senior Manager, Ministerial and Government Services
MIN22/871	Initiated Brief - Minister for Health - Children and Young People (CYP) Lens Supporting Documentation	23/06/2022	Minister for Health	Michael Culhane, Executive Group Manager, Policy, Partnerships & Programs Division
MIN22/872	Caveat Brief - Minister for Health - Northside Hospital - June 2022	17/06/2022	Minister for Health	Liz Lopa, Executive Group Manager, Strategic Infrastructure
MIN22/881	Initiated brief (RFA) - Minister for Health - Updates to COVID-19 and Influenza Surveillance Reports	20/06/2022	Minister for Health	Dr Robyn Walker, Executive Group Manager, COVID-19 Response
MIN22/886	Initiated brief - Minister for Health - Deeds of Grant for Peak Bodies Update	23/06/2022	Minister for Health	Jacinta George, Executive Group Manager, Health System Planning and Evaluation
MIN22/898	Initiated Brief - Minister for Health - National Health and Medical Research Council (NHMRC) Chief Executive Officer Statement on E-Cigarettes	22/06/2022	Minister for Health	Fiona Barbaro, Executive Group Manager, Population Health Division

MIN22/903	Meeting - Minister for Health - Fearless Women - 1 July 2022 at 2.00pm - 3.00pm	29/06/2022	Minister for Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
MIN22/904	Letter from ██████████ - Using consumer law to regulate non-nicotine vaping products	07/07/2022	Minister for Health	Fiona Barbaro, Executive Group Manager, Population Health Division
MIN22/912	Initiated brief - Minister for Health - Territory-wide Health Services Plan and Forecasting	29/06/2022	Minister for Health	Jacinta George, Executive Group Manager, Health System Planning and Evaluation
MIN22/923	Initiated brief - Minister for Health - Calvary Public Hospital Early advice of 2022-23 Budget Outcomes	28/06/2022	Minister for Health	Jacinta George, Executive Group Manager, Health System Planning and Evaluation
MIN22/927	Initiated brief - Minister for Health - Stage 2 of Delivering Better Care for Canberrans with Complex Needs in General Practice (DBC) Grants Program	27/06/2022	Minister for Health	Michael Culhane, Executive Group Manager, Policy, Partnerships & Programs Division
MIN22/930	Initiated brief - Minister for Mental Health - Mental Health Advisory Council Communiques	11/07/2022	Minister for Mental Health	Dr Elizabeth Moore, Coordinator General, Office for Mental Health and Wellbeing
MIN22/932	Initiated Brief - Minister for Mental Health - Freedom of Information (FOI) application from ██████████ MLA regarding a copy of the ministerial briefs with outlined titles ACTHDFOI21-22.60	05/07/2022	Minister for Mental Health	Chadia Rad, Senior Manager, Ministerial and Government Services
MIN22/937	Initiated Brief - Minister for Health/Mental Health - Freedom of Information (FOI) application from ██████████ regarding Subject line of all final ministerial briefs from 10th of April 2022 to 10th of May 2022 - ACTHDFOI 21-22.65	05/07/2022	Minister for Health and Minister for Mental Health	Chadia Rad, Senior Manager, Ministerial and Government Services
MIN22/943	Self Initiated - Ministerial Brief - Minister for Health - Proposed Singapore Trade Mission	28/06/2022	Minister for Health	Rebecca Cross, Director-General
MIN22/951	Initiated Brief - Minister for Health - COVID-19 Communication Change in Public reporting of vaccination data	30/06/2022	Minister for Health	Dr Robyn Walker, Executive Group Manager, COVID-19 Response
MIN22/961	Initiated brief - Minister for Health - Health Sector Winter Planning	06/07/2022	Minister for Health	Dr Kerryn Coleman, Chief Health Officer
MIN22/962	Initiated brief - Minister for Health - Future mandatory vaccination requirements for aged care and disability care workers	01/07/2022	Minister for Health	Dr Kerryn Coleman, Chief Health Officer
MIN22/963	Initiated brief - Minister for Health - Winter Surveillance and Testing Plan	01/07/2022	Minister for Health	Dr Robyn Walker, Executive Group Manager, COVID-19 Response
MIN22/965	Caveat brief - Minister for Health - Calvary Public Hospital Bruce - Medical Imaging	01/07/2022	Minister for Health	Jacinta George, Executive Group Manager, Health System Planning and Evaluation
MIN22/966	Initiated brief - Minister for Health - Further scoping for an ACT Medically Supervised Injecting Facility	04/07/2022	Minister for Health	Rebecca Cross, Director-General
MIN22/986	Initiated brief - Minister for Health - ABS 2021 Census of Population and Housing release	11/07/2022	Minister for Health and Minister for Mental Health	Michael Culhane, Executive Group Manager, Policy, Partnerships & Programs Division
MIN22/989	Caveat Brief - Minister for Mental Health - Notification of Patient Incident 7/7	08/07/2022	Minister for Mental Health	Jacinta George, Executive Group Manager, Health System Planning and Evaluation