



Ref FOI18-52



Dear [REDACTED]

I refer to your application received by ACT Health on 5 July 2018 in which you sought access to information under the *Freedom of Information Act 2016* (the Act).

In your application you have requested:

"documents related to a meeting between the Minister for Health and former Director-General held on 19 January 2018".

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

ACT Health is required to provide a decision on your access application by 2 August 2018.

Decision on access

I can advise that two documents have been identified by ACT Health within the scope of your request. I have decided that this document is to be released in full.

Charges

Processing charges are not applicable for this request in accordance with the Act.

Online publishing – disclosure log

Under section 28 of the Act, ACT Health 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 not less than three days but not more than 10 days after date of decision. Your personal contact details will not be published.

You may view the ACT Health disclosure log at <http://www.health.act.gov.au/public-information/consumers/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 ACT Health 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

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/>

Should you have any queries in relation to your request, please do not hesitate to contact the FOI Coordinator on 6205 1340 or email HealthFOI@act.gov.au.

Yours sincerely



Naveen Wijemanne
Senior Manager
Ministerial & Government Services

26 July 2018

Stevenson, Nicole (Health)

From: Kelly, Paul (Health)
Sent: Friday, 19 January 2018 9:27 AM
To: Feely, Nicole (Health)
Cc: Harper, Emily (Health); McNeill, Laura (Health)
Subject: Re: Minister Fitzharris meeting - heads up

Hi Nicole,

I'm on leave today and away from Canberra.

I just saw the email you sent on from Kareena and tried to call - voicemail left on the mobile. Just saw your text whilst writing this, will action as below.

I have asked Emily in my absence to provide a clear timeline on this matter which, by the way, is a funded program as per of the whole of government healthy weight initiative tasked to health for this financial year only.

I think that will be important for your 11am meeting as background.

Please call back if you wish to discuss further.

Regards

Paul

On Jan 18, 2018, at 8:10 PM, Feely, Nicole (Health) <Nicole.Feely@act.gov.au> wrote:

Can we discuss please

Nicole Feely
Director General
ACT Health
02 6205 0823

Begin forwarded message:

From: "Arthy, Kareena" <Kareena.Arthy@act.gov.au>
Date: 18 January 2018 at 4:53:03 pm AEDT
To: "Feely, Nicole (Health)" <Nicole.Feely@act.gov.au>
Subject: Minister Fitzharris meeting - heads up

Hi Nicole – I've just come from a meeting with minister Fitzharris and wanted to give you a heads up about something she will raise with you.

The subject is 'branding for the Healthier Food and Drink Program' and the briefs are MIN17/962.

The issue in summary:

- Brief put to Min seeking approval for brand 'Healthier Choices'
- Min signed but asked for more information about comms plan
- On comms plan brief, Minister asked for it to be put on hold pending the broader work on the overall branding by us – part of the background to this is that she had second thoughts about the brand itself once she saw it again.

- What has happened is that the team in Health interpreted the various sign offs that the minister is ok with the brand 'Healthier Choices' and they have floated the branding and the material with the business chamber and the potential companies in preparation for sign off of the comms plan.
- We (CMTEDD) were asked about the broader work and when that will be ready and what it means for the 'Healthier Choices' project.
- It was at this point I said that I thought the Minister was clear this project was to be put on hold and was a bit concerned approaches had been made to business.
- Cut the long story short, I said I would clarify with the Minister what her intentions were for the 'healthier choices' brand and how that fits into the bigger picture.

Reason I'm raising this with you, is that the Minister was adamant that she had made it clear with Health Directorate (didn't say who) that this was not to proceed and that she was going to talk to you about communication within the directorate.

In terms of the substance of the issue, we will work with Emily and Paul on a solution. There are a couple of ways to go:

- We proceed with the brand but for a very narrow program (given businesses have been given the heads up)
- We do a very quick bit of work to see if we can come up with a different brand (the minister really doesn't like what was proposed)
- We put the project on hold, do comms with the businesses and the chamber to ensure it is not a big deal (ie we work with the companies to create a long term branding option).

The unknown to me is the contract surrounding this work – will check what it says to see what we can do.

This is technically a health program, and please tell me to butt out if you need to, but I am happy to keep working with your team to find a solution that suits everyone if that is ok with you.

Happy to elaborate if you need any more information.

Cheers
Kareena

KAREENA ARTHY

Deputy Director-General, Enterprise Canberra

Phone: 02 6207 5564 | Mobile: 0434 563 274 | Email: kareena.arthy@act.gov.au

Chief Minister, Treasury and Economic Development Directorate | ACT Government

Level 2, Canberra Nara Centre, 1 Constitution Avenue Canberra ACT 2601 | GPO Box 158 Canberra ACT 2601 | www.act.gov.au

Stevenson, Nicole (Health)

Subject: 11:00 MEETING: Health D-G/Minister Fitzharris
Location: Fitzharris Office

Start: Fri 19/01/2018 11:00 AM
End: Fri 19/01/2018 12:30 PM

Recurrence: (none)

Meeting Status: Accepted

Organizer: Fitzharris, Meegan
Required Attendees: Attridge, Vanessa; ACT Health DLO; Feely, Nicole (Health)