



ACT
Government

ACT Health

FOI19-66



Dear [REDACTED]

Freedom of Information Request: FOI19/66 – Refusal to deal with application

I refer to your application received by ACT Health Directorate on 9 October 2019 in which you sought access to information under the *Freedom of Information Act 2016* (the Act):

In your application you have requested:

“A report titled ‘Estimate for the costs of appropriate treatment provision for the ACT Drug and Alcohol Court, Final report’ (dated 6 June 2019). The report was produced by 360edge consultants and was commissioned by Health Improvement Projects within the Preventive and Population Health Branch of ACT Health Directorate.

[REDACTED] requesting that a copy of the report ‘Estimate for the costs of appropriate treatment provision for the ACT Drug and Alcohol Court, Final report’ (dated 6 June 2019) be made available to relevant stakeholders of the ACT Drug and Alcohol Court, including all specialist ACT alcohol and other drug services funded by ACT Health.”

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.

ACT Health Directorate was required to provide a decision on your access application by **6 November 2019**.

Decision on access

I have decided to deal with your access application under *section 43 (1)(d) the government information is already available to the applicant* of the FOI Act. The report requested ‘*Estimate for the costs of appropriate treatment provision for the ACT Drug and Alcohol Court, Final report*’ has been provided to your organisation on 12 June 2019 via email from the ACT Health Directorate. As a member of the Drug Treatment Working Group (DTWG) all members were provided with a draft copy of this report on 23 April 2019, a revised draft on 14 May 2019 and a final version on 12 June 2019. This is in accordance with *section 45 (b)* of the Act as it was provided to the applicant from the ACT Health Directorate free of charge.

Charges

Processing charges are not applicable to this request.

Online publishing – disclosure log

Under section 28 of the Act, ACT Health maintains an online record of access applications called a disclosure log. The scope of your access application, my decision and documents released to you in response to your access application will be published in the ACT Health 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.

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'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.

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 ACT Health Directorate's processing of your request, or would like further information, please contact the FOI Coordinator on (02) 5124 9829 or email HealthFOI@act.gov.au.

Yours sincerely



Alan Philp
Executive Group Manager
Preventive and Population Health

22 October 2019