

Our reference: **CHSFOI22-23.17**

[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 **Tuesday 4 October 2022**.

This application requested access to:

*“The subject line of all final ministerial briefs from 11<sup>th</sup> of June 2022 to 10<sup>th</sup> 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 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 **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 document 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 to 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 constituents that are not 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 and my decision 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 application 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](mailto:ACTFOI@ombudsman.gov.au)

Website: [ombudsman.act.gov.au](http://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](mailto: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 and Governance

26 October 2022

| Record Number | Title  | Position of authority it was written | Date of Brief | Which Minister addressed to |
|---------------|--|--------------------------------------|---------------|-----------------------------|
| MCHS22/175    | PATIENT SERVICES ADMINISTRATION - Service Delivery - Email - Minister for Health - Concerns re services for Macular Degeneration Suffers - [REDACTED]  | Chief Operating Officer              | 28/06/2022    | Minister for Health         |
| MCHS22/190    | Request for Advice - Minister for Health - Outpatient appointment waits  | Chief Operating Officer              | 14/06/2022    | Minister for Health         |
| MCHS22/194    | Email - Minister for Health - Complaint - Treatment at TCH in relation to fracture and complaint regarding treatment for respiratory condition - [REDACTED]  | Chief Operating Officer              | 21/06/2022    | Minister for Health         |
| MCHS22/347    | Initiated Brief: (Minister for Health) Freedom of Information (FOI) Application from [REDACTED] re Subject line Detailed results of the 2021 Workplace Culture Survey (CHSFOI 21-22.36)                        | Chief Executive Officer              | 08/07/2022    | Minister for Health         |
| MCHS22/366    | Email - (Minister for Health) Neuroendocrine Tumour Support Group  | Chief Operating Officer              | 28/06/2022    | Minister for Health         |
| MCHS22/376    | Email - Minister for Health - Complaint re father's discharge - [REDACTED]   | Chief Operating Officer              | 28/06/2022    | Minister for Health         |
| MCHS22/402    | Initiated Brief: (Minister for Health) Centenary Hospital for Women and Children Expansion Project - Delay to completion of the new Maternity Assessment Unit at the Centenary Hospital for Women and Children | DCEO                                 | 21/06/2022    | Minister for Health         |
| MCHS22/407    | Meeting - Minister for Health - Meeting with United Workers Union (UWU) - Wednesday 6 July 2022  | EGM People and Culture/EGM IHSS      | 04/07/2022    | Minister for Health         |
| MCHS22/418    | Initiated Brief: (Minister for Health) - Canberra Health Services Weekly Brief (13 to 17 June 2022)  | DCEO                                 | 17/06/2022    | Minister for Health         |
| MCHS22/423    | Email - Minister for Health - Health Care Worker - redeployment/reinstatement - [REDACTED]   | EGM People and Culture               | 29/06/2022    | Minister for Health         |
| MCHS22/429    | Email - Minister for Health - Request for assistance to access and insulin pump - Type 1 Diabetic for 54 years - [REDACTED]  | Chief Operating Officer              | 29/06/2022    | Minister for Health         |
| MCHS22/433    | Request for Advice - Minister for Health - Request for Information - Paediatric Services - Johnathan Davis MLA   | Chief Operating Officer              | 30/06/2022    | Minister for Health         |
| MCHS22/434    | Request for Advice - Minister for Health - Urgent Advice - Tuggeranong Walk-in-Centre Closure  | Chief Operating Officer              | 21/06/2022    | Minister for Health         |
| MCHS22/444    | Initiated Brief: (Minister for Health) - Canberra Health Services Weekly Brief (20 to 24 June 2022)  | DCEO                                 | 23/06/2022    | Minister for Health         |
| MCHS22/467    | Initiated Brief: (Minister for Health) - Canberra Health Services Weekly Brief (27 June to 1 July 2022)  | DCEO                                 | 30/06/2022    | Minister for Health         |
| MCHS22/486    | Initiated Brief - Minister for Health - Performance measure targets for 2022-23 budget   | Chief Finance Officer                | 06/07/2022    | Minister for Health         |
| MCHS22/487    | Initiated Brief: (Minister for Health) - Canberra Health Services Weekly Brief (4 to 8 July 2022)  | DCEO                                 | 07/07/2022    | Minister for Health         |
| MCHS22/490    | Initiated Brief - Minister for Health - Canberra Region Cancer Centre - Linear Accelerator Breakdown   | Chief Operating Officer              | 04/07/2022    | Minister for Health         |

| Record Number | Title  | Position of authority it was written | Date of Brief | Which Minister addressed to |
|---------------|--|--------------------------------------|---------------|-----------------------------|
| MCHS22/314    | Initiated Brief: (Minister for Mental Health) Freedom of Information (FOI) Application from ██████████ re Subject Line Information regarding the Dhulwa Mental Health Unit (CHSFOI 21-22.33) | Chief Operating Officer              | 16/06/2022    | Minister for Mental Health  |
| MCHS22/378    | Email - Minister for Mental Health - Complaint re ACT Government Mental Health Services Staff - ██████████   | Chief Operating Officer              | 15/06/2022    | Minister for Mental Health  |
| MCHS22/406    | Email - Minister for Mental Health - Complaint - ACT Police failure to respond to assault and unlawful confinement allegation involving TCH Staff - ██████████                               | Chief Operating Officer              | 21/06/2022    | Minister for Mental Health  |
| MCHS22/419    | Initiated Brief: (Minister for Mental Health) - Canberra Health Services Weekly Brief (13 to 17 June 2022)   | DCEO                                 | 17/06/2022    | Minister for Mental Health  |
| MCHS22/421    | Initiated Brief: (Minister for Mental Health) Death of current mental health consumer ██████████   | Chief Operating Officer              | 14/06/2022    | Minister for Mental Health  |
| MCHS22/435    | Initiated Brief: (Minister for Mental Health) Plans for ██████████ discharge from the Dhulwa Mental Health Unit  | Chief Operating Officer              | 21/06/2022    | Minister for Mental Health  |
| MCHS22/445    | Initiated Brief: (Minister for Mental Health) - Canberra Health Services Weekly Brief (20 to 24 June 2022)   | DCEO                                 | 24/06/2022    | Minister for Mental Health  |
| MCHS22/468    | Initiated Brief: (Minister for Mental Health) - Canberra Health Services Weekly Brief (27 June to 1 July 2022)   | DCEO                                 | 30/06/2022    | Minister for Mental Health  |
| MCHS22/481    | Initiated: Minister for Mental Health - Advisory Note - Coronial Inquest - ██████████  | DCEO                                 | 28/06/2022    | Minister for Mental Health  |
| MCHS22/488    | Initiated Brief: (Minister for Mental Health) - Canberra Health Services Weekly Brief (4 to 8 July 2022)   | DCEO                                 | 07/07/2022    | Minister for Mental Health  |