



ACT
Government

Justice and Community Safety

Via email:

Dear

I refer to your application under section 59 of the *Freedom of Information Act 1989* (the FOI Act), received by the Justice and Community Safety Directorate on 22 September 2017, in which you requested an internal review of a decision made on 8 September 2017. The scope of your original request was for documents:

"From 1 January 2013:

- Any documents, intelligence reports, briefings, reports or similar regarding the radicalisation or attempted radicalisation of inmates inside the Alexander Maconochie Centre.

-Any documents, intelligence reports, briefings, reports or similar concerning strategies to identify and prevent the radicalisation of inmates inside the Alexander Maconochie Centre.

Please take this to include documents produced by the AMC itself, the JACS directorate and any briefings provided to the relevant minister. "

I am the officer authorised under section 22 of the Act to make a decision in relation to your request of review.

Decision

I have conducted a thorough review of all documents within the scope of your request and have decided to partially release a number of documents that were previously fully exempted. Of the material to be provided to you, where information is outside of the scope, this material has been removed.

The partial release of these documents are pursuant to a number of exemptions in the Act which include:

Section 41 Documents affecting personal privacy

Section 41 provides that:

(1) A document is an exempt document if its disclosure under this Act would involve the unreasonable disclosure of personal information about any person.

Some of the documents provided to you contains personal information, however these redactions do not affect the substance of the documents.

Section 35 Executive Documents

Section 35 provides that:

{1} A document is an exempt document if it is -

- (a) A document that has been submitted to the Executive for its consideration or is proposed by a Minister to be so submitted, being a document that was brought into existence for the purpose of submission for consideration by the Executive.*

Documents have been exempted where they contain information that would reveal the deliberations of the Executive and are Cabinet in Confidence. There are four documents that fit this category and they have been exempted in full.

Review rights

My decision is appealable under the Act. This means that, if you are dissatisfied with the outcome of this review, you have a right to seek a further review under section 60 of the Act. This right of review extends to a review of the adequacy of the search for documents undertaken by the Directorate. If you wish to seek a review you should write to the ACT Civil and Administrative Tribunal.

The Tribunal is an independent body. It can agree with, change, or reject the original decision, substitute its own decision, or send the matter back to the decision maker for reconsideration in accordance with Tribunal recommendations.

You are able to obtain an application form from the Tribunal (www.acat.act.gov.au) in order to apply for review. The form outlines all the information needed by the Tribunal to process a review promptly. There is a fee for lodgment of an appeal with the Tribunal. This fee may be remitted under certain circumstances. The postal address of the Tribunal is:

ACT Civil and Administrative Tribunal
GPO Box 370
CANBERRA ACT 2601

You have 28 days from the date of this letter to seek a review of the outcome.

Under section 54 of the Act, if you are concerned about the processing of your request or related administrative matters, you may complain to the Ombudsman, who may conduct an independent investigation into your complaint. There is no fee for this, and the contact details are as follows:

The Ombudsman
GPO Box442
CANBERRA ACT 2601

Online FOI Policy

Please be aware that, under the ACT Government's Online FOI Publication Policy, information released to you under this Freedom of Information Application may be released on the internet. In this instance I have decided to release these documents online.

A copy of the policy, with details about what information may be published on the internet, is available online at:

[http://www.cmd.act.gov.au/data/assets/pdf_file/0016/250333/FOI Web Release Policy - Final.pdf](http://www.cmd.act.gov.au/data/assets/pdf_file/0016/250333/FOI_Web_Release_Policy_-_Final.pdf).

If you have any queries in relation to this matter, please contact the Freedom of Information Contact Officer on

Yours sincerely,

David Pryce
Deputy Director-General, Community Safety

18 October 2017

