



ACT
Government

Chief Minister, Treasury and
Economic Development

Freedom of Information Publication Coversheet

The following information is provided pursuant to section 28 of the *Freedom of Information Act 2016*.

FOI Reference: CMTEDDFOI 2018-0256

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Documents and schedule	Published
4. Additional information identified	No
5. Fees	N/A
6. Processing time (in working days)	6
7. Decision made by Ombudsman	N/A
8. Additional information identified by Ombudsman	N/A
9. Decision made by ACAT	N/A
10. Additional information identified by ACAT	N/A

12/9/18

ACT Gambling & Racing Commission
Access Canberra
GPO Box 158
Canberra ACT 2601



Dear Sir/Madam

I write seeking access to documents under the Freedom of Information Act 1982.

I write seeking access to the document prepared by and/or on behalf of, the ALH Group (Australian Leisure and Hospitality) relating to allegations of spying on gamblers and gathering data on their gambling habits, which has been provided to the state gambling regulators.

I would like advice if the information I have sought is due to be released under FOI to individuals or organisations prior to finalisation of my FOI application.

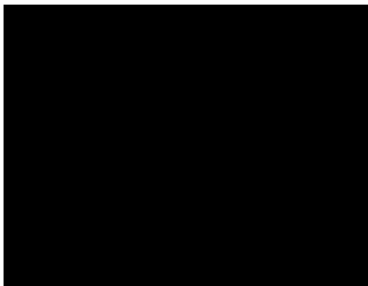
I also note the onus rests with the agency to prove why any information should not be released under the Act and I request the agency provide evidence in support of any assumptions or assertions used to justify non-disclosure.

I also advise the agency I am seeking a total reduction in fees and charges associated with this request as release of the information will: contribute to community understanding on an important issue and inform debate and improve government accountability and transparency. Further, [REDACTED]

I also request the agency provide a five-day waiting period before provision of the information I have sought onto any disclosure log as this will assist [REDACTED] including assessing the information and seeking additional comment including from government. I refer to the OAIC guidelines on this issue and request that if the agency ignores these guidelines that detailed reasons why be provided.

If I can assist with the processing of my request, including negotiation of scope, please do not hesitate to contact me by phone or email.

Regards,






ACT
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Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2018-0256



via email: 

Dear 

FREEDOM OF INFORMATION REQUEST

I refer to your application received by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 18 September 2018, in which you sought access to information under section 30 of the *Freedom of Information Act 2016* (the Act).

Specifically, you sought access to:

"...documents prepared by and/or on behalf of, the ALH Group (Australian Leisure and Hospitality) relating to allegations of spying on gamblers and gathering data on their gambling habits, which has been provided to the state gambling regulators."

Authority

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

Timeframes

In accordance with section 40 of the Act, CMTEDD is required to provide a decision on your access application by 17 October 2018.

Decision on access

A search was conducted for CMTEDD records and resulted in no documents being identified that fall within the scope of your request. The search was conducted using the information you provided.

I am satisfied that appropriate searches were completed and that no documents relevant to your request are held by CMTEDD.

Charges

Processing charges are not applicable for this request because no documents are to be released.

Online publishing – Disclosure Log

Under section 28 of the Act, CMTEDD maintains an online record of access applications called a disclosure log. Your original access application and my decision in response to your access application will be published in the CMTEDD disclosure log after 28 September 2018. Your personal contact details will not be published. You may view CMTEDD disclosure log at: <https://www.cmtedd.act.gov.au/functions/foi/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 the CMTEDD 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 contact me by telephone on 6207 7754 or email CMTEDDFOI@act.gov.au.

Yours sincerely,



Daniel Riley
Information Officer
Information Access Team
Chief Minister, Treasury and Economic Development Directorate

26 September 2018