



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 2022-184

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	Waived
6. Processing time (in working days)	40
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

From: [REDACTED]
To: [CMTEDD FOI](#)
Cc: [REDACTED]
Subject: FOI Request | Titles of Briefs April 2022
Date: Thursday, 16 June 2022 9:55:55 AM

Good morning,

RE: FOI REQUEST – TITLES OF BRIEFS TO MINISTERS (10 April – 10 May)

I write to request under the *Freedom of Information Act 2016* the subject line of all final ministerial briefs from 10th of April 2022 to 10th of May 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.

Should you require any further information or clarification about my request, please contact my office on [REDACTED]

Best,





ACT
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Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2022-184



FREEDOM OF INFORMATION REQUEST

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 16 June 2022, in which you sought access to:

The subject line of all final ministerial briefs from 10th of April 2022 to 10th of May 2022 generated for or directed to any ACT Government Minister.

Authority

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.

Timeframes

In accordance with section 40 of the Act, CMTEDD was required to provide a decision on your access application by 14 July 2022. However, on 1 July 2022 a 20-working day extension was requested from your office due to staff movement and unexpected personal leave. This resulted in a revised due date of 11 August 2022.

Decision on access

Searches were completed for relevant information and 206 subject lines were identified that fall within the scope of your request.

I have decided to grant access in full to 153 subject lines. I have decided to refuse access to 53 subject lines as I consider the information to be contrary to the public interest under Schedule 1 and 2.

My access decisions are detailed further in the following statement of reasons, in accordance with section 54(2) of the Act, and the documents released to you are provided as an attachment to this letter.

Statement of Reasons

In reaching my access decisions, I have taken the following into account:

- the Act
- the information that falls within the scope of your request

Exemption claimed

My reasons for deciding not to grant access to the identified documents and components of these documents are as follows:

Contrary to the public interest information under schedule 1 of the Act

Fifty of the subject lines identified contain information that is considered to be contrary to the public interest under Schedule 1 of the Act. Information that falls under the exemptions in Schedule 1 is not subject to the public interest test as detailed in section 17 of the Act.

One of the subject lines has been identified as information the disclosure of which is taken to be contrary to the public interest under Schedule 1 section 1.14(f)&(g) *prejudice the effectiveness of a lawful method or procedure for preventing, detecting, investigating or dealing with a contravention or possible contravention of the law, and prejudice the maintenance or enforcement of a lawful method or procedure for protecting public safety.*

One of the subject lines has been identified as information the disclosure of which is taken to be contrary to the public interest under Schedule 1 section 1.14 (a) as it could *prejudice the investigation of a contravention or possible contravention of the law in a particular case.*

One of the subject lines has been identified as information the disclosure of which is taken to be contrary to the public interest under Schedule 1 section 1.2 as it is *Information that would be privileged from production or admission into evidence in a legal proceeding on the ground of legal professional privilege.*

One of the subject lines has been identified as information the disclosure of which is taken to be contrary to the public interest under Schedule 1 section 1.4 as it is *Information the disclosure of which would involve the unreasonable disclosure of sensitive information about any individual (including a deceased person).*

Forty-six of the subject lines have been identified as information the disclosure of which would reveal deliberations of Cabinet. Under section 1.6(1)(a) information *that has been submitted, or that a Minister proposes to submit, to Cabinet for its consideration and that was brought into existence for that purpose* and section 1.6(1)(d) information *the disclosure of which would reveal any deliberation of Cabinet (other than through the official publication of a Cabinet decision)* of Schedule 1 of the Act, is considered Cabinet information and is exempt from release. The purpose of this exemption is to maintain the confidentiality of the Cabinet process and to uphold the principle of collective ministerial responsibility.

This exemption was discussed in *The Commonwealth v Northern Land Council* [1993] HCA 24; (1993) 176 CLR 604 (21 April 1993). Paragraph 6 of the decision, states that:

... it has never been doubted that it is in the public interest that the deliberations of Cabinet should remain confidential in order that the members of Cabinet may

exchange differing views and at the same time maintain the principle of collective responsibility for any decision which may be made.

The information that you have requested falls within Schedule 1, section 1.6 of the Act as it is information which has been brought into existence to guide Cabinet in its decision making and assist it in its deliberations, and the disclosure of which would reveal those deliberations. It is therefore exempt from release under the Act.

Contrary to the public interest information under schedule 2 of the Act

While the majority of subject lines are to be released in full, three subject lines have identified factors for disclosure and nondisclosure, and therefore are required to be subject to the public interest test as set out in section 17 of the Act.

Taking into consideration the information contained in the subject lines, I have identified that the following public interest factors are relevant to determine if release of the information contained within these subject lines is within the 'public interest':

- *Promote open discussion of public affairs and enhance the government's accountability (s 2.1(a)(i) of Schedule 2)*
- *Contribute to the positive and informed debate on important issues or matters of public interest (s 2.1(a)(ii) of Schedule 2)*

I consider that disclosing the contents of the information sought could contribute to open discussion and informed debate on the matters contained in the subject lines. I am satisfied there may be a public interest, however, I weight these factors lightly as release of single subject lines may not reasonably contribute to informed debate.

As required in the public interest test set out in section 17 of the Act, I have also identified the following public interest factors in favour of nondisclosure that I believe are relevant to determine if release of the subject lines is within the 'public interest'.

- *Prejudice intergovernmental relations (s2.2 (a)(x) of Schedule 2)*
- *Prejudice the competitive commercial activities of an agency (s2.2 (a)(xiii) of Schedule 2)*

One of the subject lines has been identified as information the disclosure of which could prejudice intergovernmental relations, and the other could prejudice competitive commercial activities of an agency.

I am satisfied that the release of the 53 subject lines is considered contrary to the public interest and are exempt from disclosure.

Charges

Processing charges are not applicable for this request because the number of pages being released to you is less than the charging threshold of 50.

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, my decision and documents released to you in response to your access application will be published on the CMTEDD disclosure log 3-10 days after the date of this decision. Your personal contact details will not be published.

You may view CMTEDD's disclosure log at <https://www.cmtedd.act.gov.au/functions/foi>.

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 CMTEDD disclosure log, or a longer period allowed by the Ombudsman.

We recommend using this form [Applying for an Ombudsman Review](#) to ensure you provide all of the required information. Alternatively, you may write to the Ombudsman:

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,



Katharine Stuart
Information Officer
Chief Minister, Treasury and Economic Development Directorate

11 August 2022



ACT
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Chief Minister, Treasury and
Economic Development

FREEDOM OF INFORMATION REQUEST SCHEDULE

WHAT ARE THE PARAMETERS OF THE REQUEST	Reference NO.
The subject line of all final ministerial briefs from 10th of April 2022 to 10th of May 2022 generated for or directed to any ACT Government Minister.	CMTEDDFOI 2022-184

Ref No	Page number	Description	Date	Status	Reason for Exemption	Online Release Status
1	1-4	Brief subject lines	Various	Partial release	Sch 1 s1.6 Sch1 s1.14 Sch1 s1.2 Sch1 s1.4 Sch2 s2 (a)(x) Sch2 s2 (a)(xiii)	Yes
1						

Record Number	Subject line
CMTEDD2022/1054	Education Directorate (EDU) – Financial Instrument under the Financial Management Act 1996 (FMA): Section 17 – Quality Schools funding – Non-Government
CMTEDD2022/1090	Final Report by Ernst & Young (EY) on The impact of ACT Government investment in commercialisation, March 2022
CMTEDD2022/1184	Territory Records Advisory Council Vacancy
CMTEDD2022/1301	Performance Partnership Agreement (PPA) – Community Engagement
CMTEDD2022/1316	2021 Internal Government Services Customer Satisfaction Survey – Treasury results
CMTEDD2022/1318	Memorandum of Understanding (MoU) agreement with Omiya Bonsai Art Museum, Saitama Japan
CMTEDD2022/1327	New Public Art Commission
CMTEDD2022/1337	Labour Hire Licensing Advisory Committee Communique – Meeting 1
CMTEDD2022/1340	Business Support Grants (BSG) and Small Business Hardship Scheme (SBHS) – Program Update as at 31 March 2022
CMTEDD2022/1353	Motor Accident Injuries Commission: 2022-23 Statement of Intent - Key Performance Indicators
CMTEDD2022/1375	Cultural Facilities Corporation Board appointments
CMTEDD2022/1405	Request to remove ACT Property Group Accountability Indicator 8.1c averages square metres of office accommodation per employee
CMTEDD2022/1406	2022 Government Procurement Board Expiring Terms
CMTEDD2022/1451	Recruitment for upcoming vacancy of CBR Innovation Network (CBRIN) Independent Director.
CMTEDD2022/1452	National Convention Centre Canberra – Sublease extension
CMTEDD2022/1461	Update on JobTrainer 2.0 - JobTrainer Employment Jumpstart Program and release two of Skilled Capital
CMTEDD2022/1521	Portable long service leave COVID-19 amendments: ACT Legislative Assembly reporting for January to March 2022
CMTEDD2022/1535	JobTrainer 2.0 reporting for milestone payment five
CMTEDD2022/1538	2022 Annual Report Directions
CMTEDD2022/1540	NAC insurance claim on hail damaged Village Centre roof
CMTEDD2022/1547	Update on the Kingston Arts Precinct
CMTEDD2022/1564	Gungahlin Leisure Centre 50-metre pool rectification works – Program of works
CMTEDD2022/1574	Major Projects Canberra's Procurement and Contract Management Cost Allocation – 2022-23 Budget
CMTEDD2022/1578	Request from Secretary, Department of the Prime Minister and Cabinet and Secretary Department of Foreign Affairs and Trade re Foreign Arrangements Scheme (Russia and Belarus)
CMTEDD2022/1588	Endorsement of the 2022-23 Budget Business Case of the Office of International Engagement
CMTEDD2022/1589	CBR Brave update
CMTEDD2022/1598	Launch of ACT Memory
CMTEDD2022/1605	ACT Government input to the Local Government National Report 2020-21
CMTEDD2022/1620	Public Sector Workers Compensation Fund Advisory Committee Instruments of Appointment
CMTEDD2022/1625	Board of Treasurers Chair - Welcome letter to the incoming Treasurer of Tasmania and thank you letter to the outgoing Treasurer of Tasmania
CMTEDD2022/1650	Reportable Contracts for the period ending 31 March 2022
CMTEDD2022/1671	Rectification of the frequent fire alarming at 123 Carruthers St, Curtin
CMTEDD2022/1686	Reprofiling of funds for the Arts Portfolio
CMTEDD2022/1689	Reprofiling of funds for the Sport and Recreation Portfolio
CMTEDD2022/1703	March 2022 Tax and Lease Variation Charge Revenue
CMTEDD2022/1705	Travel Request for New Zealand and Fiji – May 2022
CMTEDD2022/1722	Declined Special Circumstances Review application – BSG02143 Capital Awning Service Pty Ltd
CMTEDD2022/1725	AHPPC Updated National Principles for Modified Quarantine
CMTEDD2022/1734	CMTEDD 2022 Staff Engagement Survey
CMTEDD2022/1738	Whole of Government Report on COVID-19 Measures – Report 14 covering 1 January – 31 March 2022 Reporting Period
CMTEDD2022/1745	Ministerial Statement - Address to the Assembly on World Day for Safety and Health at Work and Workers' Memorial Day
CMTEDD2022/1750	ACT private sector workers' compensation scheme review results 2020-2021
CMTEDD2022/1767	2022-23 Indicative Annual Insurance Premiums for ACT Government Agencies
CMTEDD2022/1799	2021-22 Digital, Data and Technology Solutions (DDTS) Recurrent and Capital Reprofiling Request
CMTEDD2022/1808	Proposed international travel by Mr Alex Budd, Director Canberra Theatre, to the Global Cultural District Network Conference in Lugano, Switzerland
CMTEDD2022/1817	Request to remove ACT Property Group Accountability Indicator 8.1c averages square metres of office accommodation per employee
CMTEDD2022/1824	Investment Attraction and Facilitation Activity
CMTEDD2022/1827	Cricket ACT and National Redress Scheme
CMTEDD2022/1839	Reprofiling CFC's Infrastructure Investment Program (capital works)
CMTEDD2022/1852	Failure of leak mitigation at Gungahlin Leisure Centre requiring closure of Program Pool
CMTEDD2022/1860	Travel Request to the USA – October-November 2022
CMTEDD2022/1863	Industrial relations: Victoria - Sick and carer's pay for casual and contract workers
CMTEDD2022/1871	Major Projects Canberra (MPC) – Request to access Capital Reserve funding
CMTEDD2022/1880	March Quarter 2022 – Consolidated Financial Report
CMTEDD2022/1916	Update on 3G in ACT Government
CMTEDD2022/1926	Birth of a Child Project Update

CMTEDD2022/1934	Lifetime Care and Support Fund: Capital, Solvency, Levy Strategy and Leviesfor 2022-23
CMTEDD2022/1939	Electric Vehicle Charging Stations – Dickson Office Building (480 Northbourne Avenue Dickson)
CMTEDD2022/1962	2022-23 Capital Works Program and Recurrent Initiatives – Review andReprofile
CMTEDD2022/509	Utilities licensing issue -- embedded water and sewerage networks
CMTEDD2022/517	Sport and Recreation Grants Program Review
CMTEDD2022/831	Ministerial Meeting Brief - Barr - Ambassador of Peru 20 April 2022
CMTEDD2022/1541	Ministerial Meeting Brief - Barr - Meeting with the Ambassador of Israel - 13 May 2022
CMTEDD2022/1071	Ministerial Meeting Brief - Barr - Meeting with the Latvian Ambassador - 11 May 2022
CMTEDD2022/1716	Ministerial Arrangements Brief - CM - Europe Day Dinner - 9 May 2022
CMTEDD2022/1930	Meeting Brief - CM - Meeting with Bhutanese Ambassador to Australia - 10 May 2022
CMTEDD2022/1760	Ministerial Meeting Brief - Barr - Meeting with Moroccan Ambassador to Australia - 19 May 2022
CM22/47448	1. Phillip Pool Closure over this Summer - GTG
CM22/47452	14. CIT Response to COVID-19 - GTG
CM22/47453	13. CIT Course Offerings (including JobTrainer) - GTG
CM22/47454	12. CIT General - GTG
CM22/47455	11. Employment of apprentices prior to the commencement of a Training Contract - GTG
CM22/47456	10. JobTrainer 2.0 - GTG
CM22/47458	9. JobTrainer 1.0 - GTG
CM22/47460	8. Funding Priorities - GTG
CM22/47461	7. Skills COVID-19 response - GTG
CM22/47463	6. Skills Needs List - GTG
CM22/47464	5. Skilled Migration - GTG
CM22/47465	4. Infection Control Training - GTG
CM22/47466	3. Assistance for RTOs - GTG
CM22/47467	2. Assistance for Apprentices and Trainee - GTG
CM22/50742	1. Skilled to Succeed: Skills and Workforce Agenda for the ACT
CM22/47477	7. Belconnen Arts Centre Arrangements - GTG
CM22/47478	6. Progress of Statement of Ambition (key being Policy and Funding Model) - GTG
CM22/47479	5. Arts Venue Accessibility - GTG
CM22/47480	4. CMAG North Building – Covering Activation and Accessibility Improvements (CFC) - GTG
CM22/47481	3. Kingston Arts Precinct - GTG
CM22/47482	2. Support for the Arts (Covering COVID-specific for sector, as well as Standard KAO and Arts Activities funding) - GTG
CM22/47483	1. Old Bus Depot Markets - GTG
CM22/47485	2. Business Support (covering 2021 and 2022 COVID-Support, Combining AC and EDD supports) -GTG
CM22/47486	1. ChooseCBR (Including report released December 2021) - GTG
CM22/47488	1. Enlighten - GTG
CM22/47493	2. Screen Canberra - GTG
CM22/47494	1. Community Events - GTG
CM22/50245	1. Disability Accessibility at Venues Canberra Facilities - New
CM22/47500	1. COVID-19 Support for Businesses - EcoDev - GTG
CMTEDD2022/1428	MTG Brief - A New Approach 9 May 2022 - CMTEDD2022/1428
CMTEDD2022/1274	MTG Brief - Ainslie and Gorman Arts Centres - 22/1274
CMTEDD 2022/1568	New NRMA Motor Accident Injuries Scheme premiums
CMTEDD 2022/1919	The Motor Accident Injuries Scheme Quarterly Report is scheduled to be published on the Motor Accident Injuries Commission's website
CMTEDD2022/1785	Government Submission to the Standing Committee on Public Accounts – Inquiry into the Auditor-General s Report 13/2021 - Campbell Primary School Modernisation Project Procurement
CMTEDD2022/1829	Request for Treasurer s Advance (TA) under Section 18 of the Financial Management Act 1996 – Chief Minister, Treasury and Economic Development Directorate
CMTEDD2022/1906	Government Submission to the Standing Committee on Public Accounts – Inquiry into the Auditor-General s Report 13/2021 – Campbell Primary School Modernisation Project Procurement
CMTEDD2022/2756	7. Cost of Living
TRSY22/24526	Release of Workers Compensation Claims Data Through Tenders ACT
TRSY22/24527	ACT Auditor-General s Report Procurement Exemptions and Value for Money
TRSY22/24528	Government Procurement (Ethical Treatment of Workers Evaluation) Direction 2021
TRSY22/24529	Response to Campbell Primary School Modernisation Project Procurement – ACT Auditor General s Report No 13/2021
TRSY22/24530	Departing from Tender Evaluation Team recommendations
QTB	Vaccination Certificates
QTB	Current response to COVID-19
QTB	Human Resources Information Management Solution
QTB	Digital Licenses
CM22/30215	Better Regulation Update
CM22/50492	Drone QTB - May 2022

CMTEDD2022/1578	Request from Secretary, Department of the Prime Minister and Cabinet and Secretary Department of Foreign Affairs and Trade re Foreign Arrangements Scheme (Russia and Belarus)
CMTEDD2022/2003	Background Briefing - Interview with Eunjeong Park
1-2022/24243	Meeting Brief - Site Visit to Births, Deaths and Marriages Team 27 April
1-2022/29533	Meeting between Care financial and Minister Cheyne
1-2022/40327	40km/h City Speed Zones QTB
1-2022/40327	AC Contact Centre QTB
1-2022/40327	AC Service Centres QTB
1-2022/40327	Building Compliance Compliants QTB
1-2022/40327	COVID-19 Business Support QTB
1-2022/40327	COVID Compliance and Enforcement QTB
1-2022/40327	Driver Licence Medical Timeframes and Issues QTB
1-2022/40327	E-Conveyancing QTB
1-2022/40327	EasyPark App QTB
1-2022/40327	Fix My Street Reform Progress QTB
1-2022/40327	Hawker Permits QTB
1-2022/40327	Mugga Lane Tip Odour QTB
1-2022/40327	Noise Complaints QTB
1-2022/40327	Parking Operations QTB
1-2022/40327	Speed Enforcement QTB
1-2022/40327	Wheelchair Accessible Taxis QTB
1-2022/40327	Woodfire Smoke QTB
1-2022/40327	Working with Vulnerable People QTB
1-2022/40327	Access Canberra Statistics Page - 3-5 May 2022 Assembly Sitting
1-2022/40327	Pink Frosting QTB
1-2022/40327	Your Local Plumbing Group QTB
1-2022/40327	Unclean Leasehold Vacant Blocks QTB
1-2022/40650	WWVP Application Fee Increase & Managing Affected Registrations
1-2022/42284	Meeting Brief - Australia Hotels Association - 26 April 22
1-2022/43317	Review of Access Canberra Accountability Indicators
1-2022/43403	Operational and Policy Considerations in Delegated Functions under Road Transport Legislation
1-2022/44075	Outstanding Estimates QONs 28 Oct 2021
1-2022/44407	Electronic Vehicle Labelling
1-2022/47273	Standing Committee on Public Accounts Call for Papers - Gifts and Hospitality Register
1-2022/47291	Minister Weekly Brief Week Ending 29 April 2022
1-2022/50303	Ian Linderman Memorial Winter Solstice Swim 2022
1-2022/52235	Minister Weekly Brief Week Ending 6 May 2022
1-2022-44231	Minister Weekly Brief Week Ending 22 April 2022
CMTEDD2022/1708	Proposed Tarago Waste-to-Energy Incinerator

Schedule 1 1.2

Schedule 1 1.4

Schedule 1 1.6

Schedule 1 1.6

Schedule 1 1.14

Schedule 2.2(a)(x)

Schedule 2.2(a)(xiii)