



ACT
Government

Chief Minister and Treasury

Our ref: FOI CMTD 29/13-14

Dear

I refer to your request, made under the *ACT Freedom of Information Act 1989* (the Act), to the Chief Minister and Treasury Directorate (CMTD) for access to "documents, including reports, ministerial briefing notes and emails, since September 7, 2013, relating to the cost of the visit to Australia from the Duke and Duchess of Cambridge".

Specifically, but without limitation, you are seeking:

"A breakdown of the final costs involved for their accommodation, security, travel, event management, road closures, entertainment, hospitality, protocol, etc."

Decision Maker

I am authorised under section 22 of the Act to make decisions on access to documents held by CMTD and liability for charges.

Charges

I have decided under section 29 of the Act not to impose processing charges for this request.

Identification of Documents

In terms of the identification and consideration of documents held by CMTD, relevant to your request, I have interpreted the scope to specifically refer to any information on the final costs associated with the visit of The Duke and Duchess of Cambridge to Australia. In your request you state that "by final costs, [you] mean not an estimate." These documents are held in the Culture and Communications division.

Decision on access

I have decided to release to you all relevant portions documents located within the scope of this request except that which has been exempted to protect the private affairs of individuals and businesses. Under section 21 of the Act, I have determined it appropriate to delete the personal information on item 6 and the identity of particular businesses on items 1 and 5 and release the remainder of those documents as part of my decision. The exemptions claimed are explained in the following section of this letter.

All relevant items identified are listed on the attached schedule with a summary of my decision in relation to each and copies of the material that I have released are attached.

Exemptions claimed

Under section 41(1) of the Act, I have exempted personal information that does not appear to have been communicated publicly; such contact details.

Documents affecting personal privacy

Section 41 of the Act provides:

- (1) *A document is an exempt document if its disclosure under this Act would involve the unreasonable disclosure of personal information about any person (including a deceased person).*
- (2) *Subject to subsection (3), subsection (1) does not apply to a request by a person for access to a document only because of the inclusion in the document of matter relating to that person.*
- (3) *Where—*
 - (a) *a request is made to an agency or Minister for access to a document of the agency, or an official document of the Minister, that contains information of a medical or psychiatric nature concerning the person making the request; and*
 - (b) *it appears to the principal officer of the agency, or to the Minister, as the case may be, that the disclosure of the information to that person might be prejudicial to the physical or mental health or wellbeing of that person;*

the principal officer or Minister may direct that access to the document, so far as it contains that information, that would otherwise be given to that person is not to be given to that person but is to be given instead to a doctor to be nominated by that person.

Under section 43(1)(c)(i) of the Act, I have decided to exempt from release the identity of two businesses as the released figures may disclose private business strategy or undertakings not generally known to the public and may potentially have an adverse affect on these particular businesses. It is also not known if these figures represent the companies' current costing approaches and, therefore, may be misleading.

Documents relating to Business Affairs

Section 43 of the Act provides:

- (1) *A document is an exempt document if its disclosure under this Act would disclose—*
 - (a) *trade secrets; or*
 - (b) *any other information having a commercial value that would be, or could reasonably be expected to be, destroyed or diminished if the information were disclosed; or*
 - (c) *information (other than trade secrets or information to which paragraph (b) applies) concerning a person in respect of his or her business or professional affairs or concerning the business, commercial or financial affairs of an organisation or undertaking, being information—*
 - (i) *the disclosure of which would, or could reasonably be expected to, unreasonably affect that person adversely in respect of his or her lawful business or professional affairs or that organisation or undertaking in respect of its lawful business, commercial or financial affairs.*

Your right of review

Internal Review

You are entitled, under section 59 (1) of the Act, to request a review of my decision. This right of review extends to a review of the adequacy of the search for documents undertaken by the Directorate.

You have 28 days after receiving notice of my decision to ask for a review, or a further period as allowed by the Director-General.

Your request should be addressed to:

Director-General
Chief Minister and Treasury Directorate
GPO Box 158
CANBERRA ACT 2601

Complaints to the Ombudsman

Under section 54 of the Act, you may complain to the Ombudsman about administrative matters relating to the processing of your FOI request. There is no fee for making a complaint. The Ombudsman may conduct an independent investigation into your complaint. You can contact the Ombudsman either by telephone on 1300 362 072 or by writing to:

The Ombudsman
GPO Box 442
CANBERRA ACT 2601

Online FOI Policy

Please be aware that under the ACT Government's Online FOI Publication Policy information released to you in response to your Freedom of Information request may be released on the Internet.

Personal information or business affairs information will not be made available under this policy. If you think the content of your request would contain such information, please inform the FOI Coordinator immediately on (02) 6205 0238.

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

Should you have any queries regarding this matter please contact me on 620 50035.

Yours sincerely



Anita Perkins
Acting Director
Culture and Communications

6 June 2014