



**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 2018/0009

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Documents and schedule	No document found
4. Additional information identified	No
5. Fees	n/a
6. Processing time (in working days)	13
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

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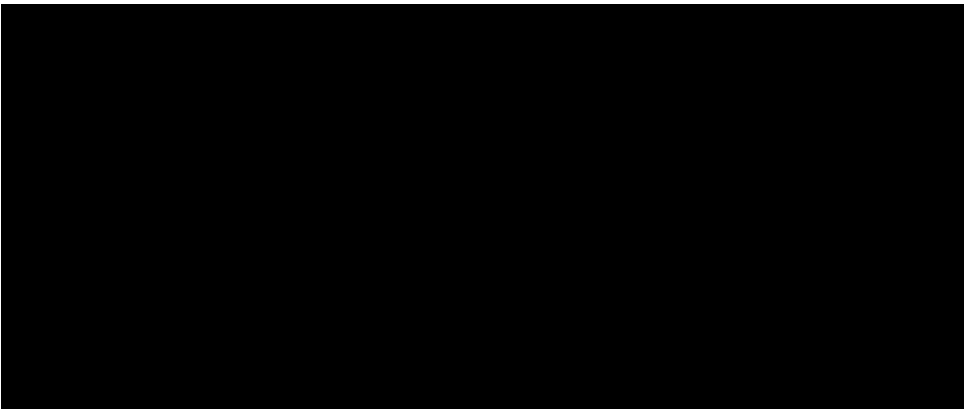
**From:** [REDACTED]  
**Sent:** Thursday, 11 January 2018 11:08 AM  
**To:** CMTEDD FOI  
**Subject:** Freedom of Information request CMTEDD sexual harassment complaints

Good morning,

Under the Freedom of Information Act 2016, I seek all documents created in the reporting, investigating and disciplinary action taken in relation to sexual harassment complaints made against senior executive service officials employed in the ACT Chief Minister, Treasury and Economic Development Directorate. I seek documents created within the period beginning January 1 2015 and ending January 11 2018.

My contact details are: [REDACTED]

Regards,



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Our ref: CMTEDDFOI 2018/0009



## **FREEDOM OF INFORMATION REQUEST**

I refer to your access application made under section 30 of the *Freedom of Information Act 2016* (the Act), received by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 11 January 2018.

Specifically, you are seeking access to “...all documents created in the reporting, investigating and disciplinary action taken in relation to sexual harassment complaints made against Senior Executive Service Officials employed in the ACT Chief Minister, Treasury and Economic Development Directorate ...created within the period beginning January 1 2015 and ending January 11 2018.”

### **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 9 February 2018.

### **Decision on access**

I have interpreted your request as seeking documents in relation to formal sexual harassment complaints made against Senior Executive Officials in CMTEDD between 1 January 2015 and 11 January 2018.

A search of CMTEDD records was conducted and included the following steps:

- A search of all electronic and paper based records within the control of the ACT Public Service Professional Standards Unit and CMTEDD Human Resources business areas.

The search did not identify any documents as defined under the Act within the scope of your request. I am satisfied that searches were comprehensive and that no relevant documents within the scope of your request are held by CMTEDD.

I note, that the Directorate has published a number of documents online including policies and procedures for dealing with sexual harassment. These documents can be found at the Open Access Information website <https://www.act.gov.au/open-access>.

### **Charges**

Processing charges are not applicable, as no documents have been identified within the possession of CMTEDD that are relevant to your request.

### **Online publishing – Disclosure Log**

Under section 28 of the Act, CMTEDD is required to maintain an online record of access applications in the form of a disclosure log. Details of your original access application and my decision in response to your access application will be published in the CMTEDD disclosure log.

### **Rights of 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 74 of the Act within 20 working days from the date of my decision, 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: [ombudsman@ombudsman.gov.au](mailto:ombudsman@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:

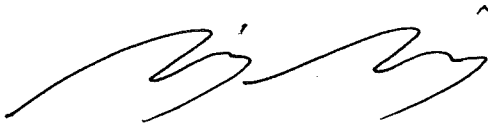
ACT Civil and Administrative Tribunal  
Level 4, 1 Moore St  
GPO Box 370  
Canberra City ACT 2601  
Telephone: (02) 6207 1740  
<http://www.acat.act.gov.au/>

### **Further Advice**

A copy of the Act may be accessed online at <http://www.legislation.act.gov.au/a/2016-55>

Should you have any queries in relation to your request please contact me by telephone on 6207 7754 or email [CMTEDDFOI@act.gov.au](mailto:CMTEDDFOI@act.gov.au)

Yours sincerely



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

30 January 2018