



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 2021-106

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Documents and schedule	N/A
4. Additional information identified	No
5. Fees	N/A
6. Processing time (in working days)	59
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: RE: FOI REQUEST – TOURISM MINISTERIAL BRIEFS
Date: Thursday, 27 May 2021 6:58:20 PM

Good evening,

RE: FREEDOM OF INFORMATION REQUEST – TOURISM MINISTERIAL BRIEFS

I write to request under the *Freedom of Information Act 2016* final ministerial briefs since 3 November 2020 generated for or directed to the Minister for Tourism. This request includes, but is not limited to, general briefs and Question Time briefs.

This request does not include Estimates briefs or Annual Reports briefs which have previously been provided (ref: CMTEDDFOI2021-040).

I ask that my request be transferred to other entities that may hold relevant documents. Duplicate documents may be excluded.

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

Kind regards,

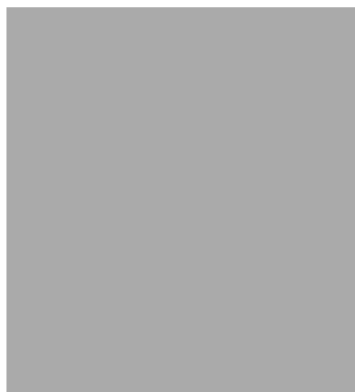
[REDACTED]



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Our ref: CMTEDDFOI 2021-106



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 27 May 2021, in which you sought access to Final Ministerial briefs directed to Minister for Tourism.

Specifically, you are seeking: *“Final ministerial briefs since 3 November 2020 generated for or directed to the Minister for Tourism. This request includes, but is not limited to, general briefs and Question Time briefs”*.

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 28 June 2021 however I wrote to your office on 9 June 2021 requesting for an extension of 30 working days in accordance with section 41 of the Act. This request was accepted making the decision due date as 9 August 2021.

On 26 July 2021 I wrote to you proposing to refuse to deal with your request as it would require an unreasonable and substantial diversion of resources pursuant to section 44(1) of the Act. In that letter you were provided with the opportunity to amend your application. The time allowed for your response to my proposal, as stated under section 46(4)(a), was 10 working days meaning a response was due to this office by 11 August 2020. Processing time for this request was suspended for the 10-day consultation period. CMTEDD did not receive a response to this letter by that date.

Decision on access

As outlined in my letter dated 26 July 2021, I consider that dealing with your request in its current form is an unreasonable and substantial diversion of resources as the documents you requested would require me to undertake third party consultation with over twenty individuals. The time taken to compile the documents, seek third party views on the release of the documents and incorporate these views into the final documents and provide a written decision for each third party prior to release to you would require a substantial amount of effort, for which the public interest in my opinion would not be advanced. Subsequently, and noting that no response was received to my request to amend the scope of your request, I have decided to refuse to deal with your application under section 43(1)(a).

Charges

Processing charges are not applicable for this request because no pages are being released to you

Online publishing – Disclosure Log

Under section 28 of the Act, CMTEDD maintains an online record of access applications called a disclosure log. A description of the access application and my decision will be published in the CMTEDD disclosure log between 3-10 days after date of decision. Your personal contact details will not be published. You may view CMTEDD 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 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 0262077754 or email CMTEDDFOI@act.gov.au.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Daniel Riley', with a stylized, cursive script.

Daniel Riley
Information Officer
Information Access Team
Chief Minister, Treasury and Economic Development Directorate
20 August 2021