



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 2023-039

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)	19
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: [Stokoe, Alysha](#)
To: [CMTEDD FOI](#)
Cc: [WorkSafe Strategic Coordination](#)
Subject: RE: Our ref: NRA224529019
Date: Monday, 13 February 2023 5:01:42 PM
Attachments: [image001.png](#)
[image003.png](#)

OFFICIAL

Hi team

Please see email below we believe needs to be an FOI request.

Happy to discuss

Thank you

Kind regards

Alysha Stokoe (she/her) | Assistant Director - Policy, Governance and Strategy

Email: alysha.stokoe@worksafe.act.gov.au

Office of the Work Health and Safety Commissioner

GPO Box 158 Canberra

From: [REDACTED]
Sent: Monday, 6 February 2023 12:53 PM
To: WorkSafe <WorkSafe@worksafe.act.gov.au>
Subject: Our ref: NRA224529019

You don't often get email from homeclaims@nrma.com.au. [Learn why this is important](#)

Caution: This email originated from outside of the ACT Government. Do not click links or open attachments unless you recognise the sender and know the content is safe. [Learn why this is important](#)

Dear WorkSafe ACT,

We refer to the excavation pit collapse of 11 October 2022 at [REDACTED]

We are the insurers for [REDACTED] are the owners of [REDACTED] whose property was damaged as a result of the incident.

It is our information that a WorkSafe ACT investigation was launched as a result of the collapse. We are writing to obtain a copy of the report containing WorkSafe's findings from the investigation.

If you have any questions or would like more information, please contact [REDACTED]

Remember to quote the claim number anytime you need to contact us.

Kind regards,

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]

[REDACTED] [REDACTED]



ACT
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Chief Minister, Treasury and
Economic Development

Our ref: CMTEDD FOI 2023-039



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 **13 February 2023**, in which you sought access to:

“We refer to the excavation pit collapse of 11 October 2022 at [REDACTED]. We are the insurers for [REDACTED] who are the owners of [REDACTED] whose property was damaged as a result of the incident. It is our information that a WorkSafe ACT investigation was launched as a result of the collapse. We are writing to obtain a copy of the report containing WorkSafe’s findings from the investigation.”

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 **14 March 2023**.

Decision on access

A search of CMTEDD records has failed to identify any documentation in relation to your request. The search was conducted using the information you provided. I note advice from Worksafe that the investigation is still open.

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

Charges

Pursuant to *Freedom of Information (Fees) Determination 2017 (No 2)* processing charges are not applicable for this request because the total number folio’s to be released to you is below the charging threshold of 50 pages.

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 after **16 March 2023**. 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

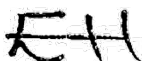
ACT Civil and Administrative Tribunal (ACAT) Review

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 6207 7754 or email CMTEDDFOI@act.gov.au.

Yours sincerely,



Emma Hotham
Information Officer
Information Access Team
Chief Minister, Treasury and Economic Development Directorate

10 March 2023