



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 2019-025

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)	5
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

BLUMERS

PERSONAL INJURY LAWYERS

Contact:
Direct Line:
Email Address:
Supervisor:
Our Reference:



31 January 2019

Worksafe ACT

ATTENTION: Freedom of Information Officer

By email only: cmteddfai@act.gov.au

Dear Madam or Sir

RE:



We act for the abovenamed.

Our client was injured on [REDACTED] when employed by Martin Donnelly Pty Ltd in the ACT.

The reason for the request is to explore the circumstances of the accident

Please let us know whether or not this incident was reported by the employer. Please provide a copy of the investigation report as well as any other documents in your position about the incident including statements, notebook notations, photographs etc.

This request is made pursuant to the provisions of the *Freedom of Information Act*.

We undertake to make any payment necessary pursuant to that Act.

We **enclose** our client's authority.

Yours faithfully

BLUMERS Personal Injury Lawyers

Encl.

All mail to: GPO Box 519 Canberra ACT 2601 | DX5737 Canberra

T 02 6208 2600 F 02 6208 2626 W blumers.com.au BLUMERS Lawyers No.1 Pty Ltd ABN 96 611 704 075

CANBERRA | HOBART | MELBOURNE | PERTH | SYDNEY


GENERAL AUTHORITY

TO: *Worksafe ACT*

RE: 

You are hereby authorised, directed and requested by me to provide to my Solicitors, Blumers Personal Injury Lawyers, whatever and all information, documentation and/or reports in your power or possession, as may be required by the said Solicitors, including but not limited to information orally conveyed with respect to my state of mind.

DATED this *31st* day of *January* 20 *19*.





ACT
Government

Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2019-025
Your ref: PAS:AHD:ARK:170431

[REDACTED]
GPO Box 519
Canberra ACT 2601

via email: [REDACTED]

Dear [REDACTED]

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 31 January 2019, in which you sought access to documents on behalf of Mr Steven Delchau.

Specifically, you are seeking all documents relating to an alleged workplace incident involving [REDACTED] that occurred on 23 August 2017 whilst employed by Martin Donnelly Pty Ltd in the Australian Capital Territory.

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 of section 40 of the Act, CMTEDD was required to provide a decision on your access application by 28 February 2019.

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, including your clients name, the date of the alleged incident and the company your client was employed with.

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 as no documents within the scope of your request were found.

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 12 February 2019. Your personal contact details will not be published.

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

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.

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: actfoi@ombudsman.gov.au

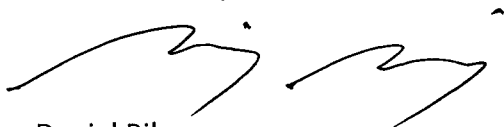
ACT Civil and Administrative Tribunal (ACAT) Review

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 (02) 6207 7754 or email CMTEDDFOI@act.gov.au.

Yours sincerely,



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

7 February 2019