



ACT
Government

Chief Minister, Treasury and
Economic Development

Freedom of Information Disclosure Log Publication Coversheet

The following information is provided pursuant to section 28 of the *Freedom of Information Act 2016*.

Application Details	
Ref. No.	CMTEDDFOI 2024-236
Date of Application	29 July 2024
Date of Decision	3 September 2024
Processing time (in working days)	26
Fees	N/A
Decision on Access	Full Release
Information Requested (summary)	Statistical data relating to injuries sustained by teacher each year from 2014 to 2023.
Publication Details	
Original application	<input checked="" type="checkbox"/> Published <input type="checkbox"/> N/A
Decision notice	<input checked="" type="checkbox"/> Published <input type="checkbox"/> N/A
Documents and schedule	<input checked="" type="checkbox"/> Published <input type="checkbox"/> N/A
Decision made by Ombudsman	N/A
Additional information identified by Ombudsman	N/A
Decision made by ACAT	N/A
Additional information identified by ACAT	N/A

From: [EDU, FOI](#)
To: [CMTEDD FOI](#); [EDU, FOI](#)
Subject: RE: FOI request: Teach Injury Claims
Date: Monday, 29 July 2024 11:30:23 AM

OFFICIAL

Thanks Emma

Paula Murray | Senior Director Information Access
Phone: +61 2 6205 9691 | Email: paula.murray@act.gov.au
Governance | Education | ACT Government
GPO Box 158 Canberra ACT 2601

www.education.act.gov.au | [Facebook](#) | [Twitter](#) | [Instagram](#) | [LinkedIn](#) | [Google+](#)

I acknowledge the Ngunnawal people as traditional custodians of the ACT and recognise any other people or families with connection to the lands of the ACT and region. I acknowledge and respect their continuing culture and the contribution they make to the life of this city and this region.

From: CMTEDD FOI <CMTEDDFOI@act.gov.au>
Sent: Monday, July 29, 2024 10:29 AM
To: EDU, FOI <EducationFOI@act.gov.au>
Subject: RE: FOI request: Teach Injury Claims

OFFICIAL

Hi Paula

CMTEDD accepts full transfer of this one.

Kind regards
Emma

Emma Hotham (she/her) | Director, Freedom of Information

Phone: 02 6207 0811 | emma.hotham@act.gov.au
Chief Minister, Treasury and Economic Development Directorate | **ACT Government**
Level 1, 220 London Circuit, Canberra City | GPO Box 158 Canberra ACT 2601 | www.act.gov.au

From: EDU, FOI <EducationFOI@act.gov.au>
Sent: Friday, July 26, 2024 3:32 PM
To: CMTEDD FOI <CMTEDDFOI@act.gov.au>
Cc: EDU, FOI <EducationFOI@act.gov.au>
Subject: FW: FOI request: Teach Injury Claims

OFFICIAL

Hi CMTEDD FOI team

See the request below received from [REDACTED] EDU's WHS team has advised they would have to ask CMTEDD to supply the information. Consequently, will you accept a full transfer?

Happy to discuss.

Regards

Paula

Paula Murray | Senior Director Information Access
Phone: +61 2 6205 9691 | Email: paula.murray@act.gov.au

Governance | Education | ACT Government

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From: EDU, FOI <EducationFOI@act.gov.au>

Sent: Wednesday, July 24, 2024 2:57 PM

To [REDACTED] EDU, FOI <EducationFOI@act.gov.au>

Subject: RE: FOI request: Teach Injury Claims

H [REDACTED]

Thanks for calling me back.

As discussed, we understand your request to be for:

Records of injuries sustained by teachers each year from 2014 to 2023, specifically data of the numbers of injuries, including categorisation of injury and incident type

It is noted that you are seeking a csv file of the data, rather than aggregated for each year.

We will send a formal acknowledgement letter for your request.

Regards

Paula

Education Directorate FOI team
Phone: +61 2 6205 0720 | Email: EducationFOI@act.gov.au

Governance | Education | ACT Government

GPO Box 158 Canberra ACT 2601

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From: [REDACTED]
Sent: Tuesday, July 23, 2024 4:37 PM
To: EDU, FOI <EducationFOI@act.gov.au>
Subject: FOI request: Teach Injury Claims

You don't often get email from [REDACTED] [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.

Good afternoon,

Under the ACT [Freedom of Information Act 2016](#), I request access to the following information held by the Department of Education:

Teacher employee injury incident numbers for each year, from 2014-2023, with a breakdown of the incident type (category).

Please provide injury claims by type submitted in each year 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022 and 2023, rather than aggregated together. If it is possible, the preferred format of this information is a CSV spreadsheet.

[REDACTED]

Please let me know if any further information is required, and any costs associated with this request.

[REDACTED]

We acknowledge the Traditional Custodians of the land in all states and territories on which we work and report. We pay our respects to Aboriginal and Torres Strait Islander Elders past and present, and honour their history, cultures, and traditions of storytelling.



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ACT
Government

Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2024-236



FREEDOM OF INFORMATION REQUEST – NOTICE OF DECISION

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), which was transferred to the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 29 July 2024.

Specifically, you have sought access to the following information:

“Records of injuries sustained by teachers each year from 2014 to 2023, specifically data of the numbers of injuries, including categorisation of injury and incident type.”

Authority

I am an Information Officer appointed by the CMTEDD 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 is required to provide a decision on your access application within 30 days.

Therefore, a decision is due by **9 September 2024**.

Decision on access

Searches were completed for relevant information and the business area has generated a written response and a CSV file of the data as requested. I have decided to grant **full access** to the material within scope. The information being released to you is provided at **Attachment A**.

Statement of Reasons

In accordance with section 54(2) of the Act a statement of reasons outlining my decisions is below. In reaching my access decisions, I have taken the following into account:

- the Act
- the information that falls within the scope of your request

As a decision maker, I am required to determine whether the information within scope is in the public interest to release. To make this decision, I am required to:

- assess whether the information would be contrary to public interest to disclose as per **Schedule 1** of the Act.
- perform the public interest test as set out in section 17 of the Act by balancing the factors favouring disclosure and factors favouring non-disclosure in **Schedule 2** of

the Act.

Public Interest Test

The Act has a presumption in favour of disclosure. As a decision maker I am required to decide where, on balance, public interests lies. As part of this process I must consider factors favouring disclosure and non-disclosure.

In *Hogan v Hinch* (2011) 243 CLR 506, [31] French CJ stated that when ‘used in a statute, the term [public interest] derives its content from “the subject matter and the scope and purpose” of the enactment in which it appears’. Section 17(1) of the Act sets out the test, to be applied to determine whether disclosure of information would be contrary to the public interest. These factors are found in subsection 17(2) and Schedule 2 of the Act.

Schedule 2: Factors to be considered when deciding the public interest.

Taking into consideration the information contained in the documents found to be within the scope of your request, I have identified that the following public interest factors are relevant to determine if release of the information contained within these documents is within the ‘public interest’.

Factors favouring disclosure (Section 2.1)

- *Section 2.1(a)(i) - promote open discussion of public affairs and enhance the government’s accountability.*
- *Section 2.1(a)(ii) - contribute to positive and informed debate on important issues or matters of public interest.*

The statistical information could reasonably increase the government’s accountability and contribute to a positive and informed debate on issues regarding incidents reported to the ACT Government in relation to educators in the ACT.

I did not identify any factors favouring nondisclosure.

Charges

Processing charges are not applicable for this request because the number of pages released to you is below the charging threshold of 50.

Online publishing – Disclosure Log

Under section 28 of the Act, CMTEDD maintains an online record of access applications called a [disclosure log](#).

Your original access application and my decision will be published on the CMTEDD disclosure log. Your personal contact details will not be published.

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 provided to you, 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
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 the Information Access Team by telephone on 6207 7754 or email CMTEDDFOI@act.gov.au.

Yours sincerely



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

3 September 2024

Cover Page

OVERVIEW

Request overview:

This spreadsheet contains the number of workplace incidents and workers' compensation claims for teachers in the Education directorate in ACT Government.

Data for the workplace incidents (XX.csv) is as at 31 July 2024 and data for the workers' compensation claims (YY.csv) is as at 30 June 2024.

References:

ANZSCO - Australian and New Zealand Standard Classification of Occupations

(<https://www.abs.gov.au/statistics/classifications/anzsco-australian-and-new-zealand-standard-classification-occupations/latest-release>)

TOOCS - Type of occurrence classification system 3rd Edition

(<https://www.safeworkaustralia.gov.au/doc/type-occurrence-classification-system-toocs-3rd-edition-may-2008>)

ASSUMPTIONS

- All claims are correct as at 30 June 2024 and adhere to the CDW specifications.
- All workplace incidents are correctly lodged.

SCOPE

- Includes workplace incidents and worker's compensation claims where the injured employee is employed with the Education directorate ACT Government and an education professional occupation at the time of the incident (defined as ANZSCO 24 <https://www.abs.gov.au/statistics/classifications/anzsco-australian-and-new-zealand-standard-classification-occupations/2022/browse-classification/2/24>).
- Includes workplace incidents notified between 2014 and 2023 inclusive.
- Includes workers' compensation claims lodged between 2014 and 2023 inclusive.
- Includes a breakdown of figures by mechanism of injury group as the incident type (see TOOCS for details <https://www.safeworkaustralia.gov.au/doc/type-occurrence-classification-system-toocs-3rd-edition-may-2008>)

Fields in CSV File

FIELD	DESCRIPTION
Year	Refers to the notification or lodgement date of the incident or claim during the calendar year.
Number of Claims	Total number of workers' compensation claims lodged.
Number of Incidents	Total number of workplace incidents notified.
MOI Group Code	Mechanism of incident group code (see TOOCS for details https://www.safeworkaustralia.gov.au/doc/type-occurrence-classification-system-toocs-3rd-edition-may-2008).
MOI Group	Mechanism of incident group description (see TOOCS for details https://www.safeworkaustralia.gov.au/doc/type-occurrence-classification-system-toocs-3rd-edition-may-2008).

CONSIDERATIONS

Figures under 5 are masked as "<5" to prevent the re-identification of individuals.

Year	Number of Claims	Number of Incidents	MOI Group Code	MOI Group
2014	35	104	0	Falls, Trips And Slips Of A Person
2014	5	32	1	Hitting Objects With A Part Of The Body
2014	26	216	2	Being Hit By Moving Objects
2014	22	43	4	Body Stressing
2014	<5	10	5	Heat, Electricity And Other Environmental Factors
2014	<5	5	6	Chemicals And Other Substances
2014	12	21	8	Mental Stress
2014	<5	10	9	Vehicle Incidents And Other
2015	24	82	0	Falls, Trips And Slips Of A Person
2015	5	30	1	Hitting Objects With A Part Of The Body
2015	17	297	2	Being Hit By Moving Objects
2015		<5	3	Sound And Pressure
2015	20	57	4	Body Stressing
2015		6	5	Heat, Electricity And Other Environmental Factors
2015	<5	5	6	Chemicals And Other Substances
2015	<5	<5	7	Biological Factors
2015	16	31	8	Mental Stress
2015	<5	6	9	Vehicle Incidents And Other
2016	22	103	0	Falls, Trips And Slips Of A Person
2016	<5	26	1	Hitting Objects With A Part Of The Body
2016	24	452	2	Being Hit By Moving Objects
2016		<5	3	Sound And Pressure
2016	22	47	4	Body Stressing
2016	<5	7	5	Heat, Electricity And Other Environmental Factors
2016	<5	<5	6	Chemicals And Other Substances
2016		<5	7	Biological Factors
2016	12	53	8	Mental Stress
2016	<5	7	9	Vehicle Incidents And Other
2017	26	139	0	Falls, Trips And Slips Of A Person
2017	<5	31	1	Hitting Objects With A Part Of The Body
2017	31	908	2	Being Hit By Moving Objects
2017	15	46	4	Body Stressing
2017	<5	13	5	Heat, Electricity And Other Environmental Factors
2017	<5	7	6	Chemicals And Other Substances
2017		<5	7	Biological Factors
2017	24	144	8	Mental Stress
2017	<5	12	9	Vehicle Incidents And Other
2018	30	142	0	Falls, Trips And Slips Of A Person
2018	<5	33	1	Hitting Objects With A Part Of The Body
2018	32	1196	2	Being Hit By Moving Objects
2018		<5	3	Sound And Pressure
2018	13	56	4	Body Stressing
2018	<5	13	5	Heat, Electricity And Other Environmental Factors
2018		12	6	Chemicals And Other Substances
2018		<5	7	Biological Factors
2018	22	235	8	Mental Stress
2018	<5	6	9	Vehicle Incidents And Other

2019	20	164	0	Falls, Trips And Slips Of A Person
2019	5	65	1	Hitting Objects With A Part Of The Body
2019	30	1751	2	Being Hit By Moving Objects
2019		<5	3	Sound And Pressure
2019	15	87	4	Body Stressing
2019		8	5	Heat, Electricity And Other Environmental Factors
2019	<5	36	6	Chemicals And Other Substances
2019		<5	7	Biological Factors
2019	27	669	8	Mental Stress
2019	<5	16	9	Vehicle Incidents And Other
2020	25	130	0	Falls, Trips And Slips Of A Person
2020	<5	49	1	Hitting Objects With A Part Of The Body
2020	23	1945	2	Being Hit By Moving Objects
2020		7	3	Sound And Pressure
2020	17	74	4	Body Stressing
2020	<5	13	5	Heat, Electricity And Other Environmental Factors
2020	<5	28	6	Chemicals And Other Substances
2020		6	7	Biological Factors
2020	26	923	8	Mental Stress
2020	<5	17	9	Vehicle Incidents And Other
2021	22	176	0	Falls, Trips And Slips Of A Person
2021		49	1	Hitting Objects With A Part Of The Body
2021	28	1908	2	Being Hit By Moving Objects
2021		8	3	Sound And Pressure
2021	26	79	4	Body Stressing
2021		10	5	Heat, Electricity And Other Environmental Factors
2021	<5	19	6	Chemicals And Other Substances
2021		6	7	Biological Factors
2021	41	1159	8	Mental Stress
2021	5	17	9	Vehicle Incidents And Other
2022	28	188	0	Falls, Trips And Slips Of A Person
2022	5	55	1	Hitting Objects With A Part Of The Body
2022	32	1982	2	Being Hit By Moving Objects
2022	<5	16	3	Sound And Pressure
2022	11	69	4	Body Stressing
2022	<5	19	5	Heat, Electricity And Other Environmental Factors
2022	<5	19	6	Chemicals And Other Substances
2022		55	7	Biological Factors
2022	36	1371	8	Mental Stress
2022	<5	16	9	Vehicle Incidents And Other
2023	33	161	0	Falls, Trips And Slips Of A Person
2023	6	56	1	Hitting Objects With A Part Of The Body
2023	27	2394	2	Being Hit By Moving Objects
2023		9	3	Sound And Pressure
2023	17	86	4	Body Stressing
2023	<5	21	5	Heat, Electricity And Other Environmental Factors
2023		24	6	Chemicals And Other Substances
2023	<5	10	7	Biological Factors
2023	38	2399	8	Mental Stress
2023		27	9	Vehicle Incidents And Other