



**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 2020-150

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)	8
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:**   
**To:** [CMTEDD FOI](#)  
**Subject:** FOI Request - Cabinet documents  
**Date:** Thursday, 6 August 2020 11:17:38 AM

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Good morning

I write to request under the *Freedom of Information Act 2016* the following Cabinet documents:

1. 09/0044/CAB
2. 09/0064/CAB
3. 09/0101/CAB
4. 09/0193/CAB
5. 09/0261/CAB
6. 09/0271/CAB
7. 09/0285/CAB
8. 09/0289/CAB
9. 09/0298/CAB
10. 09/0312/CAB
11. 09/0333/CAB
12. 09/0362/CAB
13. 09/0387/CAB
14. 09/0429/CAB
15. 09/0486/CAB/2
16. 09/0532/CAB
17. 09/0542/CAB/2
18. 09/0597/CAB
19. 09/0610/CAB
20. 09/0621/CAB
21. 09/0734/CAB

Please do not hesitate to get in touch with my office on  if you would like to discuss.

Kind regards,






**ACT**  
Government

Chief Minister, Treasury and  
Economic Development

Our ref: CMTEDDFOI 2020-150



via email: 

Dear 

### **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 6 August 2020, in which you sought access to 2009 Cabinet documents.

#### **Authority**

As an appointed Information Officer under section 18 of the Act, I am authorised to make a decision on access or amendment to government information in the possession or control of CMTEDD.

#### **Timeframes**

In accordance of section 40 of the Act, CMTEDD was required to provide a decision on your access application by 3 September 2020.

#### **Decision on access**

Your request cannot be processed as a Freedom of Information request as per section 13 (1) of the Act because the information requested is available to you under Part 3A of the *Territory Records Act 2002*.

As agreed between Cabinet Office and your office, the information you requested will be released to you by the Cabinet Office under the *Territory Records Act 2002* outside of the FOI Act.

#### **Charges**

Pursuant to *Freedom of Information (Fees) Determination 2017 (No 2)* processing charges are not applicable for this request because no documents 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. Your original access application and my decision in response to your access application will be published in the CMTEDD disclosure log after 3 days after the date of this decision. 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-2020>.

### **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](mailto: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](mailto:CMTEDDFOI@act.gov.au).

Yours sincerely



Philip Dachs  
Information Officer  
Information Access Team  
Chief Minister, Treasury and Economic Development Directorate

18 August 2020