



ACT
Government

Chief Minister and Cabinet

Our ref: FOI CMCD 13/11-12

Your ref:

Dear [redacted]

I refer to your letter of 12 December 2011 in which you sought access to the following material under the *Freedom of Information Act 1989* (the Act):

'all documents and any information held by the ACT Government in relation to analysis or discussion around the Twitter Cabinets held by the ACT Executive.'

Decision Maker

I am authorised under section 22 of the Act to make decisions on access to documents held by the Chief Minister and Cabinet Directorate (CMCD) and liability for charges.

Charges

I have decided under section 29 of the Act not to impose processing charges for this request.

Identification of Documents

Officers of CMCD have conducted thorough searches of all paper and electronic files and email accounts. Documents that are relevant to your request have been located in the business units of Government Information Office, Communications & Engagement, Chief Minister's Support and Protocol and the Deputy Director-General Policy and Cabinet Office.

Decision on access

In making my decision on releasing documents I have limited consideration to documents on analysis and discussion of the Twitter Cabinet. I have not considered documents of an administrative nature such as those dealing with the setup arrangements for the events or the documents logging the Twitter cabinet discussion.

All documents identified are listed on the attached schedules, together with a summary of my decision in relation to each.

Executive documents

Section 35 of the Act provides:

(1) A document is an exempt document if it is—

- (a) a document that has been submitted to the Executive for its consideration or is proposed by a Minister to be so submitted, being a document that was brought into existence for the purpose of submission for consideration by the Executive; or*
- (b) an official record of the Executive; or*
- (c) a document that is a copy of, or of a part of, or contains an extract from, a document referred to in paragraph (a) or (b); or*
- (d) a document the disclosure of which would involve the disclosure of any deliberation or decision of the Executive, other than a document by which a decision of the Executive was officially published.*

I have exempted from release under section 35(1)(a) one document (refer folio 3 schedule Pam Davoren Deputy Director-General Policy and Cabinet) that discloses a discussion within Cabinet.

Personal Privacy

Section 41 of the Act provides:

(1) A document is an exempt document if its disclosure under this Act would involve the unreasonable disclosure of personal information about any person (including a deceased person).

From two documents (refer folios 8-9 and 13-14 schedule Government Information office) I have exempted under section 41(1) of the Act the name and email address of a private individual. I am satisfied that this is necessary to protect the privacy of the person concerned. The main body of the documents remain intact.

Your right of review

Internal Review

You are entitled under section 59 (1) of the Act to request a review of my decision. This right of review extends to a review of the adequacy of the search for documents undertaken by the Directorate. You have 28 days after receiving notice of my decision to ask for a review, or a further period as allowed by the Director-General. Your request should be addressed to:

Director-General
Chief Minister and Cabinet Directorate
GPO Box 158
CANBERRA ACT 2601

Complaints to the Ombudsman.

Under section 54 of the Act you may complain to the Ombudsman about administrative matters relating to the processing of your FOI request. There is no fee for making a complaint. The Ombudsman may conduct an independent investigation into your complaint. You can contact the Ombudsman either by telephone on 1300 362 072 or by writing to:

The Ombudsman
GPO Box 442
CANBERRA ACT 2601

Online FOI Policy

Please be aware that under the ACT Government's Online FOI Publication Policy information released to you in response to your Freedom of Information request may be released on the internet.

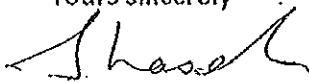
Personal information or business affairs information will not be made available under this policy. If you think the content of your request would contain such information, please inform the FOI Coordinator immediately.

A copy of the policy, with details about what information may be published on the internet, is available online at:

http://www.cmd.act.gov.au/data/assets/pdf_file/0016/250333/FOI_Web_Release_Policy_-_Final.pdf

Should you have any queries regarding this matter please contact me on 620 79024.

Yours sincerely



Jeremy Lasek
Executive Director
Culture and Communications

17 January 2012