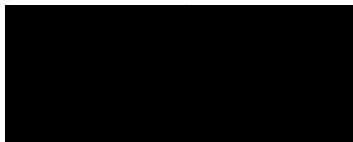




**ACT**

Government

Justice and Community Safety



Dear 

### **FREEDOM OF INFORMATION REQUEST**

I refer to your application received by the Justice and Community Safety Directorate on 11 April 2014, in which you sought access, under the *Freedom of Information Act 1989* (the FOI Act), to the following documents:

- (a) *Any Asbestos Register relating to the Periodic Detention Centre, or any buildings or facilities located within said premises;*
- (b) *Any documents relating to the use, removal or presence of asbestos at the Periodic Detention Centre, or any building facilities located within said premises; and*
- (c) *Any documents relating to building work carried on between 1985 and 1990 at the Periodic Detention Centre, or any buildings or facilities located within said premises.*

I am the officer authorised under section 22 of the Act to make a decision in relation to your request.

I note that I have previously provided you with documents in relation to this request on 11 June 2014. At this time and as agreed with you, I also committed to undertaking a further search of the Directorate's record holdings to complete a comprehensive review of all possible sources of information.

This search has identified two further documents to be considered in relation to your request. I have included a schedule of these documents at **Attachment A**. Although the Act facilitates the objective of public access to documentation, the release of information is subject to a number of exemption provisions as set out by the Act. In this instance, I am claiming partial exemption for some information, in accordance with the following sections of the Act.

#### **Section 37 Documents affecting enforcement of the law and protection and protection of public safety**

Section 37 provides that:

- (2) *A document is an exempt document if its disclosure under this Act would, or could reasonably be expected to –*
  - (c) *prejudice the maintenance or enforcement of lawful methods for the protection of public safety.*

A site plan at folio 13 has been redacted as this information could be used to disrupt the security and proper management of the Periodic Detention Centre.

#### **Section 41 Documents affecting personal privacy**

Section 41 provides that:

*(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).*

The documents to be released to you contain personal information, including names and mobile numbers. I have redacted any such information from these documents where disclosure could be considered unreasonable. The redactions do not affect the substance of the communications.

I have also assessed your request for information under the ACT Government's Online Freedom of Information Publication Policy and have determined that the documents relevant to your request **will** be published online once the processing of your request is completed. For more information about the ACT Government's Online Freedom of Information Publication Policy, visit [http://www.cmd.act.gov.au/open\\_government/report/freedom\\_of\\_information\\_online](http://www.cmd.act.gov.au/open_government/report/freedom_of_information_online).

You have a right to seek a review of the outcome under section 59 of the Act. You have 28 days from the date of this letter, or such other period as the Director-General permits, to seek a review. This right of review extends to a review of the adequacy of the search for documents undertaken by the Directorate. If you wish to seek a review you should write to:

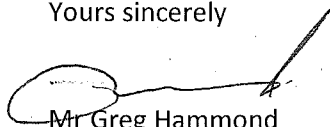
The Director-General  
ACT Justice and Community Safety Directorate  
C/- Freedom of Information Officer  
GPO Box 158  
CANBERRA ACT 2601

You also have the right to contact the Ombudsman regarding the processing of your request. If you wish to discuss this matter with the Ombudsman you should write to:

The Ombudsman  
GPO Box 442  
CANBERRA ACT 2601

If you have any queries concerning this Directorate's processing of your request, or would like further information, please contact the FOI Coordinator, Ms Lauren Callow on 02 6207 2167.

Yours sincerely



Mr Greg Hammond  
Executive Director  
Capital Works and Infrastructure

3/ July 2014