



ACT
Government

Chief Minister, Treasury and
Economic Development

Our Reference: FOI-AC: 17-0036

s41(1)

Via email: s41(1)

Dear s41(1)

FREEDOM OF INFORMATION REQUEST

I refer to your application dated 21 March 2017 received by Access Canberra on 23 March 2017 in which you sought access, under the *Freedom of Information Act 1989* (the Act), to documents including:

- a copy of the agenda, minutes and relevant documents (eg PowerPoint slides, handouts, etc) for the meeting (or meetings) in Canberra held in May 2015 between the ACT Government and Aquis and/or their representatives; and
- a list of all ACT Government attendees present at the meeting.

FOI decision maker

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

Identified documents

A search for the documents you requested was undertaken within the Chief Minister, Treasury and Economic Development Directorate. The search resulted in one record being found in relation to your request. Please see the attached schedule detailing what will be released to you.

Decision

Although the Act facilitates the objective of public access to documents, access is subject to a number of exemption provisions as set out by the Act. Documents in your request are subject to exemptions as set out by:

1. Section 40(1), which allows for information to be exempt when this information concerns the operations of an agency. The document released to you contains information about the procedures and methods used by the Directorate on behalf of the Gambling and Racing Commission to perform its duties and functions. I decided that such information be exempt from release as, if released, it may prejudice the effectiveness of procedures or methods used by the Directorate now and in the future in its regulatory and licensing functions.

2. Section 43(1) of the Act details that information may be exempt from release if disclosure under the Act would unreasonably release information that may affect business affairs. I have decided to exempt specific information as:

- it is information concerning the business, commercial and financial affairs of Casino Canberra and other related entities of Aquis Entertainment Ltd;
- it is information that has a commercial value for Casino Canberra and other related entities of Aquis Entertainment Ltd and if disclosed, would or could reasonably be expected to be destroyed or diminished;
- it is information that if disclosed would or could reasonably be expected to unreasonably adversely affect Casino Canberra and other related entities of Aquis Entertainment Ltd in respect of their lawful business, commercial and financial interests; and
- the release of specific information could reasonably be expected to prejudice the future supply of information to the Government which information is required for the administration of licensing and regulatory matters.

You also requested a list of all ACT Government attendees present at the meeting. While no record was found containing this information, the document released to you contains information regarding which parties were expected to be in attendance.

I have also assessed your request for information under the ACT Government's Online Freedom of Information Publication Policy and have determined that your original application and this decision letter **will** be published online. 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

Rights of review

You have the right to seek a review of the outcome under section 59 of the Act within 28 days from the date of this letter, or such other period as the Director-General permits. This right of review extends to a review of the adequacy of the search for documents undertaken by the Directorate. Requests for review should be submitted via email to AccessCanberraGBC@act.gov.au or in writing to the following address:

The Director-General
Chief Minister, Treasury, and Economic Development Directorate
C/- Freedom of Information Officer
GPO Box 158
CANBERRA ACT 2601

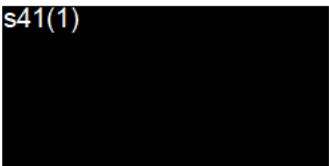
You also have the right to complain to the Ombudsman about the processing of your request. If you wish to lodge a complaint you should write to:

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 Ms Tracey Lianos on 6205 4272.

Yours sincerely,

s41(1)

A large black rectangular redaction box covers the signature area, obscuring the name and any handwritten notes.

Alison Purvis
Decision Maker
Director- Projects, Governance & Support
Access Canberra
19 April 2017