



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 2022-078

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Documents and schedule	No
4. Additional information identified	No
5. Fees	N/A
6. Processing time (in working days)	3
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: [REDACTED]
To: [CMTEDD FOI](#)
Cc: [REDACTED]
Subject: Standard & Poor Global Rating Credit Reports on ACT Government (January 2016 - November 2021)
Date: Wednesday, 9 March 2022 2:10:15 PM

Good Afternoon,

RE: FOI REQUEST – STANDARD & POOR GLOBAL RATING CREDIT REPORTS ON THE ACT GOVERNMENT

I write to request under the *Freedom of Information Act 2016* a copy of all the Standard & Poor Global Credit Rating Reports on the ACT Government from January 2016 until November 2021.

Should you require any further information or clarification about my request, please contact my office on [REDACTED]

Kind regards,





ACT
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Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2022-078



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 9 March 2022, in which you sought access to:

- *A copy of all the Standard & Poor Global Credit Rating Reports on the ACT Government from January 2016 until November 2021.*

Authority

I am an Information Officer appointed by the 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 was required to provide a decision on your access application by 7 April 2022.

Decision on access

I have decided to refuse to deal with your application under section 43(1)(d) as the information you have requested is publicly available from Standard & Poor [see: [S&P Global Ratings \(spglobal.com\)](https://www.spglobal.com)] following your acceptance of their terms and conditions in receiving the report.

The ACT Government has committed to abide by the terms and conditions laid out by Standard & Poor and so to make a copy of the report available to a third party who would not be bound by the terms and conditions would be inappropriate and potentially, leave the ACT Government open to legal action.

Charges

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. A description of the access application and my decision will be

published in the CMTEDD disclosure log after 15 March 2022. Your personal contact details will not be published. You may view CMTEDD disclosure log at <https://www.cmtedd.act.gov.au/functions/foi>.

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

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.

Yours sincerely,



Katharine Stuart
Information Officer
Information Access Team
Chief Minister, Treasury and Economic Development Directorate

11 March 2022