



**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 2023-340

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)	9
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

I write to request under the *Freedom of Information Act 2016* (FOI Act) documents generated or received by the ACT Government that discuss in any way the banning or phasing out of wood fired pizza ovens, barbeques, smokers, charcoal spits, hangi's, gas or charcoal powered patio heaters, backyard outdoor fire pits or any other charcoal, gas bottle and wood fired cooking or heating appliance.

The scope would exclude any documents that relate solely to the government policy to phase out gas connections to residences.

These documents would include but are not limited to:

- Ministerial briefs
- Minutes
- Draft documents
- Email chains
- Policy proposals

I make this request pursuant to section 30 of the FOI Act.

[REDACTED]

Should you require any further information or clarification about my request, [REDACTED]



**ACT**  
Government

Chief Minister, Treasury and  
Economic Development

Our ref: CMTEDDFOI2023-340



## FREEDOM OF INFORMATION REQUEST

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), to the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 21 September 2023. Specifically, you requested information relating to:

- *Any documents that discuss in any way the banning or phasing out of wood fired pizza ovens, barbeques, smokers, charcoal spits, hangi's, gas or charcoal powered patio heaters, backyard outdoor fire pits or any other charcoal, gas bottle and wood fired cooking or outdoor heating appliance.*
- *These documents would include but are not limited to:*
  - *Ministerial briefs*
  - *Minutes*
  - *Draft documents*
  - *Email chains*
  - *Policy proposals*

*Note: this request is only seeking information for outdoor appliances. Any documents related to the banning/phasing out of indoor fireplaces, gas stoves or gas heating would not be within the scope.*

I am an Information Officer appointed by the Director-General of CMTEDD 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 3 November 2023.

### Decision on access

A thorough search of CMTEDD records has failed to identify any information within scope of your request. Both Access Canberra, and Office of the Coordinator General for Climate Action, have confirmed they hold no information within scope. I am satisfied that appropriate searches were completed and that no documents relevant to your request are held by CMTEDD.

## **Charges**

Pursuant to *Freedom of Information (Fees) Determination 2017 (No 2)* processing charges are not applicable for this request as 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 will be published on the CMTEDD disclosure log. 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-2023>

## **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**

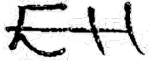
Under section 84 of the Act, if a decision is made under section 82(1) on an Ombudsman review, you may apply to the ACAT for review of the Ombudsman decision. Further information may be obtained from the ACAT at:

ACT Civil and Administrative Tribunal  
15 Constitution Ave  
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,

A handwritten signature in black ink, consisting of the letters 'E' and 'H' in a stylized, cursive font.

Emma Hotham  
Information Officer  
Information Access Team  
Chief Minister, Treasury and Economic Development Directorate

5 October 2023