



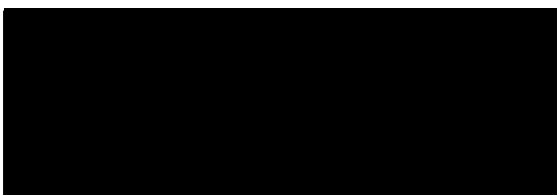
**ACT**

Government

Justice and Community Safety

Our Reference: 14-0037

Your Reference: 159/14



Dear 

## **FREEDOM OF INFORMATION REQUEST**

I refer to your application under the ACT *Freedom of Information Act 1989* (the Act), received by the Justice and Community Safety Directorate on 22 May 2014. You have sought access to documents, photos and video footage produced since 1 January 2011 relating to:

- a) *Traffic infringements, including speeding, drink driving and parking fines for diplomats in Canberra;*
- b) *Diplomats in Canberra charged with criminal offences.*

As advised previously, please be aware that the Australian Federal Police (AFP) might hold additional documents in relation to point a) and all documents relating to point b). Unfortunately, we are not able to transfer your request to the AFP as they operate under the Commonwealth *Freedom of Information Act 1982*.

On 4 June 2014, you confirmed that you have reduced to the scope of your request to the excel spreadsheet as well as photographs from 1 January 2014 relating to traffic infringement notices issued to diplomats.

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

On 16 June 2014, the Office of Regulatory Services wrote to you informing that all of the documents relevant to your request were subject to third party consultation processes in accordance with section 26 of the Act. Submissions regarding the release of these documents have since been received.

I have decided to fully release the excel spreadsheet to you, while the photographs are to be fully exempted, in accordance with section 34(1), section 37A(1) and section 41(1) of the Act.

Section 34(1) of the Act indicates that information may be exempt from release if its disclosure under the Act could potentially affect relations between the Territory and the Commonwealth or a State.

Section 37A(1) of the Act indicates that information may be exempt from release if its disclosure under the Act could potentially affect national security, defence or international relations.

Section 41(1) of the Act details that information may be exempt from release if its disclosure under the Act would unreasonably release personal information.

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, not including your original application, **will** be published online. For more information about the ACT Government's Online Freedom of Information Publication Policy, visit the link below.

[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 the right to seek a review of this 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. If you wish to seek a review you should write to:

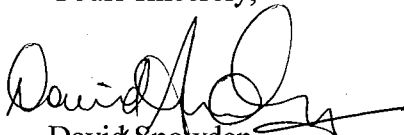
The Director-General  
ACT Justice and Community Safety Directorate  
C/- Freedom of Information Officer  
GPO Box 158  
CANBERRA ACT 2601

You also have the right to 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 the FOI Contact Officer, Regina Gaudry on (02) 6207 2223.

Yours sincerely,



David Snowden  
Decision Maker  
Office of Regulatory Services

16 July 2014