



**ACT**  
Government

Transport Canberra and  
City Services

**E-MAILED**  
17 / 2 / 17

Dear [REDACTED]

### Freedom of information request

I refer to your applications made under the *Freedom of Information Act 1989 (the Act)* 23 January 2017 (revised scope) and 25 January 2017, in which you sought documents:

1. that contains advice and information that has been provided to the Minister on public transport and Canberra Airport by way of briefings, including talking points, question time and estimates briefs and background information (excluding documents or parts of document which have gone to Cabinet).
2. On complaints and inquiries which your agency has received on public transport and Canberra Airport.

### Decision

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

The directorate has located 18 documents that fall within the scope of your request as summarised in the schedule at [Attachment A](#).

### Part 1

I have decided to release documents 3, 4, 5, 6 to you in full but have removed some out of scope information from document 6. The out of scope information relates to other aspects of the bus network that is not related to the airport.

In relation to document 1, 2 and 7, I have exempted the documents from release pursuant to section 35(1)(d) of the FOI Act, which provides:

#### 35 Executive documents

(1) A document is an exempt document if it is—

...

- (d) a document the disclosure of which would involve the disclosure of any deliberation or decision of the Executive, other than a document by which a decision of the Executive was officially published.

The documents contain material that has been prepared for cabinet consideration. I note that the scope of your request excluded executive documents but have included these in my decision as documents 3 to 6 are attachments belonging to document 1.

## **Part 2**

In relation to part 2 of your request, I have decided to redact personal details prior to release of the documents 8 to 18 pursuant to section 41 of the FOI Act, which provides:

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

- (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 exempt material includes the name and contact details of third parties.

### **Online release**

Information released to a person under the Freedom of Information Act is subject to the ACT Government's Online FOI Publication Policy. This policy promotes the public release of information held by government via the open government website. In this case, I have decided to publish the documents as released to you.

### **Fees and charges**

Freedom of information requests attract fees and charges for time spent searching and retrieving documents, decision-making time and photocopying. In relation to your request, no fee is payable as the time spent processing your request and the number of documents released were within the fee-free threshold.

### **Right of review**

If you are dissatisfied with my decision, you have the right to seek an internal review. If you wish to seek an internal review you should write to:

The Director-General  
Transport Canberra and City Services  
C/- Freedom of Information Officer  
GPO Box 158  
CANBERRA ACT 2601

You have 28 days from the date of the decision letter to seek a review of the outcome or such other period as the Director-General permits.

### **ACT Civil and Administrative Tribunal**

If you are still dissatisfied after the directorate has conducted an internal review, you can seek an independent review of the decision by the ACT Civil and Administrative

Tribunal. You have 28 days from the date of the internal review decision to seek a review from the Tribunal.

The Tribunal is an independent body. It can agree with, change or reject the original decision, substitute its own decision or send the matter back to the decision maker for reconsideration in accordance with Tribunal recommendations. To apply to the Tribunal for a review you can obtain an application form at [www.acat.act.gov.au](http://www.acat.act.gov.au).

### **Ombudsman**


You also have the right to contact the Ombudsman regarding the processing of your request. You may contact the Ombudsman at:

The ACT Ombudsman  
GPO Box 442  
CANBERRA ACT 2601

### **Further information**

If you have any questions in relation to your request please contact the Directorate's FOI Coordinator on 6205 5408 or [tccs.foi@act.gov.au](mailto:tccs.foi@act.gov.au).

Yours sincerely



Cherie Hughes  
Chief Operating Officer

17 February 2017