



ACT
Government

Territory and Municipal Services

Dear

Freedom of information request

I refer to your request made under the *Freedom of Information Act 1989 (the Act)*, received by the Territory and Municipal Services (TAMS) Directorate on 8 April 2014, in which you sought access to all documents in relation to:

1. reporting and recording the dates and times which kangaroos have been culled on Canberra Nature Park since annual culling commenced;
2. the numbers killed on each occasion; and
3. instances on each occasion when death by first shot was not instantaneous.

Decision

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

Five documents have been located within the scope of your request as summarised in the schedule at Attachment A. I have decided to release all five documents to you in full.

You will note that documents 1-4 only shows the dates in which the culls occurred but does not include the actual time. The actual time in which kangaroos are culled is not recorded. However, I can confirm that all shooting occurs between dusk and dawn.

With respect to part 3 of your request, shooters adhere to a strict Code of Practice and the shooters are subject to auditing in the field. If an animal is not killed with the first shot to the head, the shooters, in compliance with the Code of Practice, ensure the animal is located and killed before any attempt is made to shoot another animal. There are no records kept of individual shots.

Last year, however, an additional comprehensive independent veterinarian report was produced and is publically available on the TAMS website. I have also included it for your information at document 5.

Fees and charges

Freedom of information requests attract fees and charges for time spent searching and retrieving documents, decision-making time and photocopying. I note that you have asked for remission of any applicable charges on the basis that the release of the documents is in the public interest.

In relation to your request, no fee is payable as the time spent on 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
Territory and Municipal Services Directorate
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.

To apply to the Tribunal for a review you can obtain an application form from the Tribunal (www.acat.act.gov.au). The postal address of the Tribunal is:

ACT Civil and Administrative Tribunal
GPO Box 370
CANBERRA ACT 2601

Ombudsman

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 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 tamsfoi@act.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Fay Steward', with a stylized, cursive script.

Fay Steward
Executive Director
Parks and City Services

7 May 2014