

Our reference: **ACTHDFOI21-22.50**

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

DECISION ON YOUR ACCESS APPLICATION

I refer to your application under section 30 of the *Freedom of Information Act 2016* (FOI Act), received by ACT Health Directorate (ACTHD) on **Thursday 10 March 2022**.

This application requested access to:

'The subject line of all final ministerial briefs from 10th of February 2022 to 9th of March 2022 generated for or directed to any ACT Government Minister.

This request includes, wherever possible, the date of the brief, the internal reference, position of authority it was written by, and which Minister it was addressed to.

This request includes briefs prepared for Question Time, but not for Estimates or Annual Reports.'

I am an Information Officer appointed by the Director-General of ACTHD under section 18 of the FOI Act to deal with access applications made under Part 5 of the Act. ACTHD was required to provide a decision on your access application by **Friday 8 April 2022**.

The information has been extracted into two documents holding the information within the scope of your access application. These are outlined in the schedule of documents included at [Attachment A](#) to this decision letter. The document was created for the purpose of your request and captures information sourced from HPE Content Manager (Record Management System).

Decisions

I have decided to:

- grant full access to one document; and
- grant partial access to one document.

My access decisions are detailed further in the following statement of reasons and the documents released to you are provided as [Attachment B](#) to this letter.

In reaching my access decision, I have taken the following into account:

- The FOI Act;
- The contents of the documents that fall within the scope of your request;
- The views of relevant third parties; and
- The *Human Rights Act 2004*.

Partial Access

Partial redactions have been made to document at reference 1. The redacted information contains personal information contrary to the public interest to disclose under the test set out in section 17 of the Act.

Public Interest Factors Favouring Disclosure

The following factors were considered relevant in favour of the disclosure of the documents:

- Schedule 2, 2.1(a)(i) promote open discussion of public affairs and enhance the government's accountability; and
- Schedule 2, 2.1(a)(ii) contribute to positive and informed debate on important issues or matters of public interest.

Public Interest Factors Favouring Non-Disclosure

The following factors were considered relevant in favour of the non-disclosure of the documents:

- Schedule 2, Schedule 2.2 (a)(ii) prejudice the protection of an individual's right to privacy or any other right under the Human Rights Act 2004.

Following the consideration of the above factors I have decided, regarding personal information, the factor favouring non-disclosure outweighed the factors favouring disclosure. Therefore, and I have determined the information identified is contrary to the public interest and I have decided not to disclose this information.

Charges

Processing charges are not applicable to this request.

Disclosure Log

Under section 28 of the FOI Act, ACTHD maintains an online record of access applications called a disclosure log. The scope of your access application, my decision and documents released to you will be published in the disclosure log not less than three days but not more than 10 days after the date of this decision. Your personal contact details will not be published.

<https://www.health.act.gov.au/about-our-health-system/freedom-information/disclosure-log>.

Ombudsman review

My decision on your access request is a reviewable decision as identified in Schedule 3 of the FOI 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 ACT Health's disclosure log, or a longer period allowed by the Ombudsman.

If you wish to request a review of my decision you may write to the Ombudsman at:

The ACT Ombudsman
GPO Box 442
CANBERRA ACT 2601
Via email: ACTFOI@ombudsman.gov.au
Website: ombudsman.act.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/>

Further assistance

Should you have any queries in relation to your request, please do not hesitate to contact the FOI Coordinator on (02) 5124 9831 or email HealthFOI@act.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Deb Anton', written over a faint horizontal line.

Deb Anton
Deputy Director-General
Office of the Director-General

6 April 2022

FREEDOM OF INFORMATION SCHEDULE OF DOCUMENTS

Please be aware that under the *Freedom of Information Act 2016*, some of the information provided to you will be released to the public through the ACT Government's Open Access Scheme. The Open Access release status column of the table below indicates what documents are intended for release online through open access.

Personal information or business affairs information will not be made available under this policy. If you think the content of your request would contain such information, please inform the contact officer immediately.

Information about what is published on open access is available online at: <http://www.health.act.gov.au/public-information/consumers/freedom-information>

APPLICANT NAME	WHAT ARE THE PARAMETERS OF THE REQUEST	FILE NUMBER
██████████	<p>The subject line of all final ministerial briefs from 10th of February 2022 to 9th of March 2022 generated for or directed to any ACT Government Minister.</p> <p>This request includes, wherever possible, the date of the brief, the internal reference, position of authority it was written by, and which Minister it was addressed to.</p> <p>This request includes briefs prepared for Question Time, but not for Estimates or Annual Reports.</p>	ACTHDFOI21-22.50

Ref Number	Page Number	Description	Date	Status Decision	Factor	Open Access release status
1.	1	Briefs list to Minister for Health	10 February 2022 – 9 March 2022	Partial Release	Schedule 2, 2.2 (a)(ii) Privacy	YES
2.	2	Briefs list to Minister for Mental Health	10 February 2022 – 9 March 2022	Full Release		YES
Total Number of Documents						
2						

Record Number	Title	Business Unit
MIN22/271	Caveat Brief - Minister for Health / Chief Minister - COVID-19 Vaccination Program - Week 51 Data Report	Office of Chief Health Officer
MIN22/286	Caveat brief - Minister for Health - Calvary Public Hospital Bruce: Outcome of Fair Work Commission Hearing	Health System Planning & Evaluation
MIN22/303	Caveat brief - Minister for Health - COVID-19 Vaccination Program: Week 52 Data Report	Office of the Chief Health Officer - Public Health, Protection & Regulation
MIN22/340	Caveat brief - Minister for Health - COVID-19 Vaccination Program: Week 53 Data Report	Office of Chief Health Officer
MIN22/368	Caveat brief - Minister for Health - COVID-19 Vaccination Program: Week 54 Data Report	Office of Chief Health Officer
MIN22/393	Caveat brief - Minister for Health - Japanese Encephalitis virus outbreak in eastern Australia	Office of the Chief Health Officer - Public Health, Protection & Regulation
MIN22/324	COVID-19 Response – Changes to Public Health Directions and functionality of the Check In CBR app from 25 February 2022	Office of Chief Health Officer
MIN22/374	Initial request - Minister for Health - COVID-19 Campaign: Stay COVID Smart	Office of Chief Health Officer
MIN22/279	Initiated brief - Minister for Health - Ministers Monthly Brief: DHR Update for February 2022	Digital Solutions Division
MIN22/280	Initiated brief - Minister for Health - Communiqué approval: Clinical Leadership Forum 13	Professional Leadership and Education
MIN22/283	Initiated Brief - Minister for Health - Amendments to the Public Health (Diagnosed People and Household Contacts) Emergency Direction 2022	Office of Chief Health Officer
MIN22/290	Initiated brief - Minister for Health - COVID-19 Response: Proposed Easing of Public Health Social Measures	Office of Chief Health Officer
MIN22/297	Initiated brief - Minister for Health - Updates to standing exemption for household contacts to return to essential work	Office of Chief Health Officer
MIN22/304	Initiated brief - Minister for Health - Update of COVID-19 Vaccination Program: February 2022	Office of Chief Health Officer
MIN22/307	Initiated Brief - Minister for Health - Freedom of Information (FOI) application from [REDACTED] regarding Information about the supply of RATs to ACT Ministers or their offices - ACTHDFOI 21-22.38	Corporate & Governance - ACT Health Directorate
MIN22/308	Initiated Brief - Minister for Health - Freedom of Information (FOI) application from [REDACTED] regarding All documents prepared in relation to providing a media statement to The Canberra Times on Thursday, February 3 2022 -	Corporate & Governance - ACT Health Directorate
MIN22/332	Initiated Brief - Minister for Health - COVID-19 Communication: Stay COVID Smart	Office of Chief Health Officer
MIN22/342	Initiated Brief - Minister for Health - Freedom of Information (FOI) application from [REDACTED] regarding COVID-19 weekly surveillance report - ACTHDFOI21-	Corporate & Governance - ACT Health Directorate
MIN22/358	Initiated brief - Minister for Health - Calvary Public Hospital Bruce 2020-2021 Financial Statements	Health System Planning & Evaluation
MIN22/391	Initiated Brief - Minister for Health / Chief Minister - Public Health Emergency Direction requiring booster vaccination of disability, and in-home and community aged-care workers	Office of Chief Health Officer
MIN22/347	Letter - Minister for Health - Reforms and strategic objective for the future of the organ and tissue donation and transplantation sectors - David Gillespie MP	HEALTH SYSTEMS, POLICY & RESEARCH
MIN22/264	Meeting - Minister for Health - Alcohol Tobacco and Other Drug Association ACT (ATODA) - 10 March 2022 at 2.00pm-3.00pm	Preventive & Population Health
MIN22/302	Meeting - Minister for Health - Early Years priorities joint discussion Minister Stephen Smith & Minister Berry - Tuesday 22 February, 11:00am - 12:00pm	Preventive & Population Health
MIN22/357	Minister for Health - Request for letter to Greg Hunt regarding Royal Australian College of General Practitioners (RACGP) support for General Practitioner credentials	HEALTH SYSTEMS, POLICY & RESEARCH
GBC22/76	(EXPOSURE) Cabinet Submission - CAB22/136 - Early Intervention Service for Eating Disorders	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/143	2022-23 Business Cases for Provision to MO - Minister for Health	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/141	ASSEMBLY BUSINESS PAPER - (CAB22/207) Ministerial Statement progress on the recruitment of our public health workforce and implementation of nurse-patient	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/86	Cabinet Submission - (FINAL) - Minister for Health - CAB21/852 - 2021-22 COVID-19 Response Expenditure – 1 October - 30 December YTD	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/107	Cabinet Submission - Minister for Health - (CAB22/158) Government Response to Standing Committee on Health and Community Wellbeing Inquiry into the Public Health Amendment Bill 2021 (No 2)	Office of Chief Health Officer
GBC22/87	Cabinet Submission - Minister for Health - CAB22/164 - COVID-19 Forward Planning	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/108	Cabinet Submission (FINAL) - CAB21/821 - Minister for Health - Drugs of Dependence (Personal Use) Amendment Bill 2021	MINISTERIAL AND GOVERNMENT (MAG)
IGR22/29	GOVERNMENT & STAKEHOLDER RELATIONS - Partnerships & Collaboration - National Obesity Prevention and Support Strategy	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/133	Initiated brief - Tobacco licence fee changes for pharmacies and medicines wholesalers	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/110	Minister for Health - Chief Health Officer update on Status of public health emergency - Report 24 - March 2021	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/115	Ministerial Brief - Minister for Health - 2022-23 Business Cases - additional proposals	Corporate & Governance - ACT Health Directorate
GBC22/91	Weekly Brief - Minister for Health - 14-18 February 2022	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/117	Weekly Brief - Minister for Health - 21-25 February 2022	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/134	Weekly Brief - Minister for Health - 28 February - 4 March 2022	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/77	Weekly Brief - Minister for Health - 7-11 February 2022	MINISTERIAL AND GOVERNMENT (MAG)

Record Number	Title	Business Unit
GBC22/145	2022-23 Business Cases for Provision to MO - Minister for Mental Health	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/96	Cabinet Submission (EXPOSURE DRAFT - ERC) - CAB22/48- Minister for Mental Health - Re-envisioning Older Persons Mental Health and Wellbeing in the ACT Strategy 2022-2026	Office for Mental Health & Wellbeing
GBC22/116	Cabinet Submission (Exposure Draft) - joint Minister for Mental Health/Minister for Emergency Services - National Disaster Mental Health and Wellbeing Framework (CMTEDD LEAD)	MINISTERIAL AND GOVERNMENT (MAG)
MIN22/277	Initiated brief - Minister for Mental Health - Update on negotiations and position for the Bilateral Mental Health and Suicide Prevention Agreement between the ACT and Commonwealth Governments	Office of Mental Health & Wellbeing - Coordinator General
MIN22/260	Meeting - Minister for Mental Health - Canberra Mental Health Forum (Online) - 22 February 2022	MENTAL HEALTH & WELLBEING - COORDINATOR GENERAL
GBC22/92	Weekly Brief - Minister for Mental Health - 14-18 February 2022	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/118	Weekly Brief - Minister for Mental Health - 21-25 February 2022	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/135	Weekly Brief - Minister for Mental Health - 28 February - 4 March 2022	MINISTERIAL AND GOVERNMENT (MAG)
GBC22/78	Weekly Brief - Minister for Mental Health - 7-11 February 2022	MINISTERIAL AND GOVERNMENT (MAG)