

[REDACTED]

[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 Canberra Health Services (CHS) on **Wednesday 6 March 2024**.

This application requested access to:

'Under the FOI Act I would like to be supplied with copies of the subject line of all final Ministerial briefs for both ACT Health and CHS, including attachments, between the 25 January and 6 March 2024 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 and Annual Reports.'

I am an Information Officer appointed by the Chief Executive Officer of Canberra Health Services (CHS) under section 18 of the FOI Act to deal with access applications made under Part 5 of the Act. CHS was required to provide a decision on your access application by **Monday 22 April 2024**.

The information has been extracted into one document holding the information within the scope of your access application. The document was created for the purpose of your request and captures information sourced from HPE Content Manager (Record Management System).

I have identified additional information that is a health record for the purposes of the Health Records (Privacy and Access) Act 1997. The identified information is directly related to correspondence to the Health Minister and Minister for Mental Health regarding the treatment, health, illness, or disability of consumers of CHS. Section 12 of the FOI Act specifies that the FOI Act does not apply to health records. This information has not been assessed in this response.

Decisions

I have decided to grant partial access to the one document.

My access decisions are detailed further in the following statement of reasons and the documents released to you are provided as Attachment A 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 *Human Rights Act 2004*.

Partial Access

The document is also partially comprised of information that I consider, on balance, to be contrary to the public interest to disclose under the test set out in section 17 of the Act regarding personal information.

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

On balance, the factors favouring disclosure did not outweigh the factor favouring non-disclosure as the redacted information contains names of constituents that are non-ACT Government employees. Therefore, I 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, CHS 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

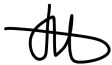
Under section 84 of the Act, if a decision is made under section 82(1) on an Ombudsman review, you may apply to the ACAT for review of the Ombudsman decision. Further information may be obtained from the ACAT at:

ACT Civil and Administrative Tribunal
Allara House
15 Constitution Avenue
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



Josephine Smith
Executive Branch Manager
Strategy and Governance

16 April 2024

CHSFOI23-24.43 - Subject line of all final ministerial briefs from 25 January to 6 March 2024

Record Number	Title	Position of Authority when it was Written	Date of Brief	Which Minister Addressed to
MCHS24/71	Initiated Brief: (Minister for Health) Update on RANZCOG Report	CEO	29/01/2024	Minister for Health
MCHS24/66	Initiated Brief: (Minister for Health) Canberra Health Services Phase 2 Recruitment Campaign and Phase 1 Pilot Evaluation	CEO	29/01/2024	Minister for Health
MCHS24/72	Event - Minister for Mental Health - Site Visit Building 5 - 2 February 2024	DCEO	29/01/2024	Minister for Health
MCHS24/64	Initiated Brief: (Minister for Health and Minister for Mental Health) Freedom of Information (FOI) Application from [REDACTED] - All documents prepared in relation to media statement regarding WorkSafe issuing a summons to CHS (CHSFOI23-24.33)	DCEO	30/01/2024	Minister for Health Minister for Mental Health
MCHS23/817	Request for Advice - Minister for Health - Critical Services Building (CSB) Commissioning Briefing - 5 February 2024	DCEO	02/02/2024	Minister for Health
MCHS23/798	Request for Advice - Minister for Health - ERAS program update	COO	02/02/2024	Minister for Health
MCHS24/23	Request for Advice - Minister for Health - Subcutaneous Immunoglobulin Therapy (SCIg) – Options, Barriers and Opportunities	CEO	06/02/2024	Minister for Health
MCHS24/20	Request for Advice - Minister for Corrections and Justice Health - Update - Services and Procedures Detainee with Mobility Issues	COO	07/02/2024	Minister for Health
MCHS24/80	Initiated Brief - Minister for Health - Canberra Health Services Weekly Brief (5 to 9 February 2024)	DCEO	09/02/2024	Minister for Health
MCHS24/31	Event: (Minister for Health) New Nurse Grad Orientation - Monday 12 February 2024	CEO	09/02/2024	Minister for Health
MCHS24/70	Event - Arrangements Brief - Minister for Health - DonatLife ACT - ACT Service of Remembrance and Thanksgiving - 24 February 2024	COO	13/02/2024	Minister for Health
MCHS23/698	Email - Complaint - Minister for Health - Care of [REDACTED] at Canberra Health Services - [REDACTED]	COO	14/02/2024	Minister for Health
MCHS23/711	Request for Advice - (Minister for Health) Updates on Oral Health Services	CEO	15/02/2024	Minister for Health

MCHS24/63	Initiated Brief: (Minister for Health) FOI Application from ██████████ ██████████ re a copy of the full results of the CHS November 2023 Culture Survey	CEO	15/02/2024	Minister for Health
MCHS24/106	Initiated Brief - Minister for Health - Canberra Health Services Weekly Brief (12 to 16 February 2024)	DCEO	16/02/2024	Minister for Health
MCHS24/88	Request for Advice - Minister for Health - Critical Services Building (CSB) Commissioning Briefing - 19 February 2024	DCEO	16/02/2024	Minister for Health
MCHS23/760	Letter - Complaint - Minister for Health - Quality of care at North Canberra Hospital - ██████████	COO	16/02/2024	Minister for Health
MCHS24/93	Initiated Brief - Minister for Health - Closing the Gap Briefing - 26 February 2024	CEO	22/02/2024	Minister for Health
MCHS23/597	Email - Minister for Health - Enquiry - Knee Replacement surgery versus research into other options - ██████████	COO	22/02/2024	Minister for Health
MCHS24/146	Initiated Brief: (Minister for Health) DonateLife ACT 2023 Deceased Donation and Transplantation Outcomes	COO	26/02/2024	Minister for Health
MCHS24/121	Initiated Brief - Minister for Health - Canberra Health Services Weekly Brief (19 to 23 February 2024)	DCEO	26/02/2024	Minister for Health
MCHS24/136	Initiated Brief: (Minister for Health) Healthcare Access at School (HAAS) Expansion to Catholic Schools	CEO	27/02/2024	Minister for Health
MCHS24/147	Initiated Brief: (Minister for Health) Implementation of new Canberra Health Services Brand	CEO	28/02/2024	Minister for Health
MCHS24/143	Initiated Brief - Minister for Health - Canberra Health Services Weekly Brief (26 February to 1 March 2024)	DCEO	01/03/2024	Minister for Health
MCHS24/128	Request for Advice - Minister for Health - Critical Services Building (CSB) Commissioning Briefing - 4 March 2024	DCEO	01/03/2024	Minister for Health
MCHS23/802	Event - Minister for Health - BreastScreen Australia Conference 2024 - 13 March 2024	COO	04/03/2024	Minister for Health

CHSFOI23-24.43 - Subject line of all final ministerial briefs from 25 January to 6 March 2024

Record Number	Title	Position of Authority when it was Written	Date of Brief	Which Minister Addressed to
MCHS24/64	Initiated Brief: (Minister for Health and Minister for Mental Health) Freedom of Information (FOI) Application from ██████████ - All documents prepared in relation to media statement regarding WorkSafe issuing a summons to CHS (CHSFOI23-24.33)	DCEO	30/01/2024	Minister for Health Minister for Mental Health
MCHS24/62	Initiated Brief: (Minister for Mental Health) Freedom of Information (FOI) Application from ██████████ - The 2022 KPMG audit report Justice Health Services referenced in the ACT Inspector of Correctional Services 2022 Health (CHSFOI23-24.28)	CEO	31/01/2024	Minister for Mental Health
MCHS24/81	Initiated Brief - Minister for Mental Health, Corrections and Justice Health, Population Health - Canberra Health Services Weekly Brief (5 to 9 February 2024)	DCEO	09/02/2024	Minister for Mental Health
MCHS24/56	Event: (Minister for Mental Health and Minister Cheyne) DonatLife Service of Remembrance and Thanksgiving - Saturday 24 February 2024	COO	15/02/2024	Minister for Mental Health Minister Tara Cheyne
MCHS24/107	Initiated Brief - Minister for Mental Health, Corrections and Justice Health, Population Health - Canberra Health Services Weekly Brief (12 to 16 February 2024)	DCEO	16/02/2024	Minister for Mental Health
MCHS24/79	Report - Minister for Mental Health - Official Visitors Mental Health Quarterly report October to December 2023- Geoff Dulhunty and Paul Wyles	CEO	19/02/2024	Minister for Mental Health
MCHS24/93	Initiated Brief - Minister for Health - Closing the Gap Briefing - 26 February 2024	CEO	22/02/2024	Minister for Health
MCHS24/130	Initiated Advisory Note: (Minister for Mental Health) Coronial Inquest into death of Russell Routledge (Hearing scheduled for 8 March 2024)	DCEO	23/02/2024	Minister for Mental Health
MCHS24/145	Initiated Brief: (Minister for Population Health) DonatLife ACT 2023 Deceased Donation and Transplantation Outcomes	COO	26/02/2024	Minister for Population Health

MCHS24/148	Initiated Brief: (Minister for Mental Health) Implementation of new Canberra Health Services Brand	CEO	28/02/2024	Minister for Mental Health
MCHS24/134	Request for Advice - Minister for Mental Health - Dhulwa Independent Oversight Board - Statement from Carer Representative - [REDACTED]	COO	29/02/2024	Minister for Mental Health
MCHS24/144	Initiated Brief - Minister for Mental Health, Corrections and Justice Health, Population Health - Canberra Health Services Weekly Brief (26 February to 1 March 2024)	DCEO	04/03/2024	Minister for Mental Health
MCHS24/167	Initiated Advisory Note: (Minister for Mental Health) Coronial Inquest – Sarah Maureen Barnett (8 March 2024)	DCEO	06/03/2024	Minister for Mental Health