

## FREEDOM OF INFORMATION COVERSHEET

The following information is provided pursuant to section 28 of the *Freedom of Information Act 2016*.

FOI reference: 23-025

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Schedule	Not Applicable
4. Documents	Not Applicable
5. Additional information identified	Not Applicable
6. Fees	Not Applicable
7. Processing time (in working days)	14 days
8. Decision made by Ombudsman	Not applicable
9. Additional information identified by Ombudsman	Not Applicable
10. Decision made by ACAT	Not applicable

11. Additional information identified by ACAT	Not applicable
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# Freedom of Information - Access Application to Transport Canberra and City Services - Submission confirmation

Your submission has been successful. Please keep a copy of this receipt for your records.

Date and time

Reference code

20 Mar 2023 8:15:18 AM

6MM5HN8S

Transport Canberra and City Services (TCCS)

GPO Box 158  
Canberra ACT 2601

Phone: 02 6207 2987  
Email: TCCS.FOI@act.gov.au

## Applicant details

Title

Given name

Family name

Preferred name

Preferred method of contact

☐ Phone

☒ Email

☐ Post

Contact phone number

Contact email address

### Contact postal address

Address line 1

Address line 2

Suburb

State

Postcode

Preferred method to receive information \*

☒ Email

☐ Post

☒ Same as contact email address

## Information request

Who are you making the request on behalf of?

Myself

What type of information are you requesting access to? \*

Other information

What information are you requesting access to under the Act? \*

Copies of all records and information that the Directorate has provided to the ACT Ombudsman in relation to matter 2021-102423.

Attach a description or additional details about the information you are requesting access to (optional)

Do you have a similar or identical request currently under review by another ACT Government Directorate?

☐ Yes ☒ No

Are you enquiring as

A member of the public

Do you wish to apply for a waiver of fees associated with processing your application?

☐ Yes ☒ No

Provide a statement about how the release of information is in the public interest (optional)

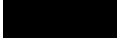
The information provides context and rationale in relation to administrative decision making and the records will provide insight into how decisions were made, and with what evidence relied upon.

Would you like to provide any additional information? (optional)

Attach additional documents to support your application (optional)

Official



Dear 

**Freedom of Information Request - Reference 23-025**

I refer to your application made under the *Freedom of Information Act 2016* (the Act), which was received by Transport Canberra and City Services Directorate (TCCS) on 20 March 2023 seeking access to the following government information:

*“Copies of all records and information that the Directorate has provided to the ACT Ombudsman in relation to matter 2021-102423.”*

**Timeframes**

TCCS is required to provide a decision on your access application by 19 April 2023.

**Authority**

I am an Information Officer appointed by the Director-General under section 18 of the Act to deal with access applications made under Part 5 of the Act.

**Decision on access**

In accordance with the FOI Act, a search has been completed of TCCS records and relevant information has been identified. In reviewing the information in scope of your application, I have found that disclosure of these records is deemed to be contrary to the public interest under schedule 1.

*Information in possession of the Ombudsman - Schedule 1 section 1.12*

Schedule 1 to the *Freedom of Information Act 2016* (the FOI Act) sets out information the disclosure of which is taken to be contrary to the public interest. Schedule 1 section 1.12(b) provides that information in the possession of the Ombudsman that has been obtained or generated in relation to an investigation undertaken by the Ombudsman under the *Ombudsman Act 1989*, section 9, is information the disclosure of which is taken to be contrary to the public interest.

The information you are seeking has been identified as records obtained or generated in relation to an investigation undertaken by the Ombudsman under section 9 of the *Ombudsman Act 1989*. I am required on this basis to refuse disclosure of the information identified in the possession of the Ombudsman as it is taken to be contrary to the public interest under schedule 1 of the FOI Act.

**Charges**

Processing charges are not applicable for this request.

**Online publishing – disclosure log**

Under section 28 of the Act, TCCS maintains an online record of access applications called a disclosure log. Your access application and this notice of decision will be published on the disclosure log within 3 – 10 business days. Your personal information will be removed from these documents prior to publication.

**Ombudsman review**

My decision on your access request is a reviewable decision as identified in Schedule 3 of the 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 TCCS' 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: [ombudsman@ombudsman.gov.au](mailto:ombudsman@ombudsman.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 Street  
GPO Box 370  
CANBERRA CITY ACT 2601  
Telephone: (02) 6207 1740

[www.acat.act.gov.au](http://www.acat.act.gov.au)

If you have any queries concerning the directorate's processing of your request, or would like further information, please contact the TCCS FOI team on (02) 620 72987 or email [tccs.foi@act.gov.au](mailto:tccs.foi@act.gov.au).

Yours sincerely



Cherie Hughes  
Information Officer

6 April 2023