



FREEDOM OF INFORMATION COVERSHEET

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

FOI reference: 21-134

Information to be published	Status
1. Access application	Published
2. Decision notice and schedule	Published
3. Documents	No docs
4. Additional information identified	n/a
5. Fees	n/a
6. Processing time (in working days)	20 days
7. Decision made by Ombudsman	n/a
8. Additional information identified by Ombudsman	n/a
9. Decision made by ACAT	n/a
10. Additional information identified by ACAT	n/a

From: [REDACTED]
To: [TCCS FreedomOfInformation](#)
Subject: FOI Request
Date: Thursday, 2 December 2021 7:01:27 AM
Attachments: [20211126_122850.jpg](#)
[2021_12_02 Advertise with us - Transport Canberra.pdf](#)
[20211119_135501.jpg](#)

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Hello,

I am seeking information about the types of ads being promoted at bus shelters over the last 12 months to 1 December 2021.

In particular, I am interested in number of, and categorisation of ads, that are in breach of your advertising requirement as set out <https://www.transport.act.gov.au/contact-us/advertise-with-us>

Can you please provide the following information

Date started advertising, Date finished advertising, Category of breach, Location (bus stop number)

I have recently seen two examples of alcohol advertising so expect there will be many more.

Warm Regards,

[REDACTED]
[REDACTED]

ps. I don't check emails every day - though will try to get back to you within a week.

Advertise with us

Advertising on Transport Canberra buses and light rail

Products and messages must be suitable and appropriate for the broader population and in line with the values of the Canberra community and ACT Government objectives.

Ads must be legal, meet [Australian Standards](#), and not represent, portray or promote:

- a contravention of any legislation or regulation
- tobacco or tobacco products
- political or religious advertising (note, ads that are political in nature but related to a specific subject or issue may be considered on a case-by-case basis)
- weapons
- junk food, fast food or unhealthy food and drinks as defined by the *Australian Dietary Guidelines* and associated *Australian Guide to Healthy Eating*
- gambling
- alcohol
- fossil fuels
- a message that demeans or discourages the use of public transport
- a message that demeans public transport users
- a message that promotes unacceptable behaviour to or on the transport vehicle
- a message that poses either a danger or confusion to traffic, or a risk to the health or safety of the public generally
- a message that can be deemed offensive or demeaning to specific community groups (i.e. religious, ethnic, women, etc.).

Other matters may be determined by the ACT Government.

Advertising on buses

Advertising on Transport Canberra buses is managed by Go Transit Australia.

You can book advertising on buses to help reach target markets across Canberra.

Find out more at [Go Transit Australia](#) or call [1300 468 726 \(tel:1300468726\)](tel:1300468726).

Advertising at bus shelters

All bus shelters are managed, maintained and cleaned by Adshel.

For out more at [Adshel](#) or call [02 8425 7200 \(tel:0284257200\)](tel:0284257200).

Advertising on light rail

Advertising on Transport Canberra light rail is managed by Torch Media.

Find out more at [Torch Media \(http://torchmedia.com.au/\)](http://torchmedia.com.au/) or call (02) 8404 3900.

Filming and Photography

Filmmakers, photographers and broadcasters may film or photograph Transport Canberra buses and bus stations with permission.

Please complete and submit a [photography and events application form](https://www.transport.act.gov.au/contact-us/filmingphotography-request-form) (<https://www.transport.act.gov.au/contact-us/filmingphotography-request-form>).

Proof of public liability insurance must accompany all applications.

For urgent requests from the news media, phone [13 17 10. \(tel:131710.\)](tel:131710)

We acknowledge the Traditional Custodians of the ACT, the Ngunnawal people. We acknowledge and respect their continuing culture and the contribution they make to the life of this city and this region.

Contact us (<https://www.transport.act.gov.au/contact-us>)

[Feedback \(https://www.transport.act.gov.au/contact-us/feedback\)](https://www.transport.act.gov.au/contact-us/feedback)

[Jobs \(https://www.jobs.act.gov.au/opportunities/organisation/transport-canberra-and-city-services\)](https://www.jobs.act.gov.au/opportunities/organisation/transport-canberra-and-city-services)

Travel options (<https://www.transport.act.gov.au/travel-options>)

[Walking and cycling \(https://www.transport.act.gov.au/travel-options/walking-and-cycling\)](https://www.transport.act.gov.au/travel-options/walking-and-cycling)

[Buses \(https://www.transport.act.gov.au/travel-options/bus\)](https://www.transport.act.gov.au/travel-options/bus)

[Light rail \(https://www.transport.act.gov.au/travel-options/light-rail\)](https://www.transport.act.gov.au/travel-options/light-rail)

[Strategies, policies and plans](https://www.transport.act.gov.au/about-us/planning-for-the-future) (<https://www.transport.act.gov.au/about-us/planning-for-the-future>)

[Service policies](https://www.transport.act.gov.au/about-us/service-policies) (<https://www.transport.act.gov.au/about-us/service-policies>)

[ACT Transport Strategy 2020](https://www.transport.act.gov.au/act-transport-strategy/home) (<https://www.transport.act.gov.au/act-transport-strategy/home>)

[Zero-Emission Transition Plan](https://www.transport.act.gov.au/about-us/planning-for-the-future/zero-emission-transition-plan-for-transport) (<https://www.transport.act.gov.au/about-us/planning-for-the-future/zero-emission-transition-plan-for-transport>)

[Help](https://www.transport.act.gov.au/contact-us) (<https://www.transport.act.gov.au/contact-us>)

[Lost property](https://www.transport.act.gov.au/contact-us/lost-property) (<https://www.transport.act.gov.au/contact-us/lost-property>)

[Sitemap](https://www.transport.act.gov.au/sitemap) (<https://www.transport.act.gov.au/sitemap>)



(<https://www.facebook.com/TransportCanberra>)



(https://twitter.com/Transport_CBR)

[Accessibility](https://www.transport.act.gov.au/accessibility) (<https://www.transport.act.gov.au/accessibility>)

[Privacy](https://www.transport.act.gov.au/privacy) (<https://www.transport.act.gov.au/privacy>)

[Disclaimer](https://www.transport.act.gov.au/copyright-and-disclaimer) (<https://www.transport.act.gov.au/copyright-and-disclaimer>)

[Copyright](https://www.transport.act.gov.au/copyright-and-disclaimer) (<https://www.transport.act.gov.au/copyright-and-disclaimer>)

(<https://www.canberra.com.au/>)

(<https://www.yoursay.act.gov.au/>)

(<https://www.accesscanberra.act.gov.au>)



(<https://www.act.gov.au>)

Attention: [REDACTED]

By Email: [REDACTED]

Dear [REDACTED],

Freedom of Information Request - Reference 21-134

I refer to your application for access to government information received by Transport Canberra and City Services (TCCS) on 2 December 2021 under the *Freedom of Information Act 2016* (FOI Act). It is my understanding that you are seeking access to the following government information:

"Information about the types of ads being promoted at bus shelters over the last 12 months to 1 December 2021. In particular, I am interested in number of, and categorisation of ads, that are in breach of your advertising requirement as set out <https://www.transport.act.gov.au/contact-us/advertise-with-us>. Can you please provide the following information: Date started Advertising, Date finished advertising, Category of breach, Location (bus stop number)."

I have also been advised that during a phone call with the Freedom of Information and Subpoena team on 13 December 2021, you expressed interest in accessing any records held by TCCS, in which it was decided that the [Transport Canberra policy](#) was applicable to advertising on buses but not applicable to advertising at bus shelters.

Timeframes

A decision was due on your application by 4 January 2022. Thank you for agreeing to an extension until 21 January 2022.

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 FOI Act.

Decision on access

A search of TCCS records to identify information relevant to your application have been completed and no relevant information was identified.

No information relating to breaches were identified, as the Transport Canberra policy advertised on our webpage ([here](#)) came into existence after the contract for maintaining bus shelters was executed. Similarly, no records detailing the consideration of applying the Transport Canberra policy were identified as the policy did not exist at the time of procurement.

A copy of the relevant contract with oOh!Media (previously Adshell) is available to the public on the [ACT Government Contracts Register](#).

While the Transport Canberra policy is not applicable to this contract, there are restrictions set out in the contract which prohibit the display of advertisements.

For example, advertisements must:

- comply with Commonwealth and Territory legislation;
- comply with the [advertising standards](#) adopted by the Australian Association of National Advertisers; and
- exhibit high quality graphic design and finish.

Further, oOh!Media must not display an advertisement that:

- is political, religious, pornographic or false or misleading;
- depicts smoking or tobacco products or other products or activities contrary to public health;
- resembles any traffic signs, or has the appearance of giving any instructions or other directions to traffic, or constitutes a traffic hazard;
- promote unlawful or illegal goods, services or activities;
- is determined by the Territory acting reasonably to be offensive; or
- is determined by the Territory acting reasonably to have a negative impact on the Territory's promotion of public transport.

With regards to Alcohol advertising specifically, oOh!Media's contract does not prohibit alcohol to be advertised within the bus shelters. Policies on the advertising of alcohol is set out in the [Alcohol Advertising Policy](#), published by the Outdoor Media Association.

Charges

Pursuant to *Freedom of Information (Fees) Determination 2018* processing charges are applicable where the total number of pages exceeds 50 pages. In this instance, no fee is applicable as no relevant information was found to be held by TCCS.

Online publishing – disclosure log

Under section 28 of the Act, TCCS maintains an online record of access applications called a disclosure log. Your original access application, my decision and documents will be published in the TCCS disclosure log within 3-10 days from the date of this decision.

Your personal contact details will not be published. You may view the TCCS' disclosure log at http://www.tccs.act.gov.au/about-us/freedom_of_information.

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 an 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: actfoi@ombudsman.gov.au

ACT Civil and Administrative Tribunal (ACAT) review

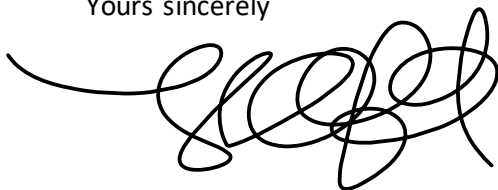
Under section 84 of the Act, if a decision is made under section 82 on an Ombudsman review, you may apply to the ACAT for review of the Ombudsman decision.

Further information may be obtained from 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

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) 6207 2987 or email to tccs.foi@act.gov.au.

Yours sincerely



Meghan Oldfield
Information Officer

21 January 2022