



ACT
Government

Health and Community Services

Open Access - Partial Disclosure

Document Category (s 23):

Section 23(f) of the *Freedom of Information Act 2016* (FOI Act), requires government information held by an agency to be included on the Agency's Disclosure Log.

Title: Freedom of Information reference no. FOI-CSD-25/30 – Notice of Decision, Stage 1

Description of the information: Freedom of Information (FOI) access application reference: FOI-CSD-25/30 – Notice of Decision relating to documents relating to the resignation of Brendan Moyle, and briefs and complaints regarding discrimination, insufficient cultural safety and/or cultural load experienced by Aboriginal and Torres Strait Islander public servants

Grounds for the Decision:

The information that has been considered for publication on the Health and Community Services Directorates (the Directorate) Disclosure Log under the Open Access Information Scheme reveals personal information of a third party.

It is my decision, that I find this information to be contrary to the public interest to disclose under

Schedule 2, section 2.2 of the FOI Act which states:

The following are factors favouring nondisclosure in the public interest:

- (a) disclosure of the information could reasonably be expected to do any of the following:
- (ii) prejudice the protection of an individual's right to privacy or any other right under the *Human Rights Act 2004*.

This information was included in the documents provided in response to the search brief, and should this information be published on the Directorate's disclosure log, it would identify to the world at large, personal information in relation to a third party.

Section 26 of the FOI Act applies if a record containing open access information that also contains information contrary to the public interest and it is practicable to make publicly available a copy from which the public interest information has been deleted.

It is therefore my decision to publish the Notice of Decision, table of contents, and documents with additional redactions to protect the privacy of individual current and former staff members.

Decision review options:

My decision is a reviewable decision as identified in Schedule 3 of the FOI Act. An Ombudsman's review on this outcome can be sought under Section 73 of the FOI Act within 20 working days from the day that my decision is published on the Directorate's disclosure log, or a longer period allowed by the Ombudsman.

To request a review of my decision, the review of decision form is available on the Ombudsman's website at <http://www.ombudsman.act.gov.au/Freedom-of-Information>.

Alternatively, the Ombudsman can be contacted at:

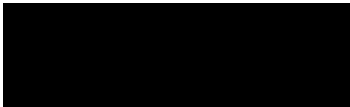
The ACT Ombudsman

GPO Box 442 CANBERRA ACT 2601

or

via email: actfoi@ombudsman.gov.au

Authorised by:



Chloe Stoddart
Information Officer
20 February 2026