

RTI082

Sarah Partosh

From: osidt@smartservice.qld.gov.au
Sent: Tuesday, 19 April 2011 1:36 PM
To: Electronic Right to Information
Subject: Right to Information Application - Mr Patrick Lion The Sunday Mail (Receipt No: 1707990)
- 19-04-2011

Right to Information Application (Non-personal)

RTI Ref: 205845

An application for the following has been made by:

Organisation: The Sunday Mail

Name: Mr Patrick Lion

Contact details:

Phone: 0736666288

Email: lionp@qnp.newsltd.com.au

Fax:

Postal:

GPO Box 130

Town/suburb: Brisbane

State/territory: QLD

Postcode: 4001

Country: Australia

Details of request:

Department of Premier and Cabinet

Department of Premier and Cabinet

The applicant is seeking access to documents that non-personal in nature.

The applicant has had contact with the department

Name:

Reference:

Subject matter of the documents the applicant is seeking:

Application is made under the Right To Information Act for copies of any documents

relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Swarten at a Christmas party event late last year. For example, I would look, but not limit searches to, DPC director-general Ken Smith who I am told spoke with Mr McGowan about the matter and would surely have recorded something about such a serious incident.

The type of documents the applicant is seeking:

The time period / date range the applicant would like to search within:

Document reference numbers:

The applicant thinks the documents may be located:

Other details provided by the applicant:

Access type requested:

Copy of documents

This request was made on the Tuesday 19 April 2011 at 12:59

Receipt ID: 1707990

Important! Please do not reply to this email.

RTI RELEASE



Queensland
Government

Please quote: RTID82/CALS

19 April 2011

Department of the
Premier and Cabinet

Mr Patrick Lion
The Sunday Mail
41 Campbell Street
BOWEN HILLS QLD 4001

Email: lionp@qnp.newsltd.com.au

Dear Mr Lion

ACKNOWLEDGMENT OF YOUR RIGHT TO INFORMATION (RTI) APPLICATION

I refer to your application dated 19 April 2011, received by the Department of the Premier and Cabinet, requesting access under the *Right to Information Act 2009 (Qld)* (the Act) to:

Copies of any documents relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Swarten at a Christmas party event late last year.

Please be aware you may be required under section 60(1) of the Act to pay further charges in relation to processing your request. You will be provided with a Charges Estimate Notice if further charges are payable.

Please also note, if documents are released, they may be included on the Department's Disclosure Log which is published on the Department of the Premier and Cabinet's website.

If you have any queries in relation to your application please contact me on telephone number (07) 3224 4808.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Colleen Conway', written over a large, faint 'RTI' watermark.

Colleen Conway
Manager
Administrative Law Services

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 2111
Facsimile +61 7 3229 2990
Website www.premiers.qld.gov.au
ABN 65 959 415 158

DEPARTMENT OF THE PREMIER & CABINET

RIGHT TO INFORMATION - CERTIFICATION

PROVISION OF DEPARTMENTAL DOCUMENTS

RTI File No. / Name _____ RTID82 – The Sunday Mail _____

Subject_ Incident between Jim McGowan and Minister Robert Swarten at a Christmas Party late last year__

I hereby certify that a complete and thorough search has been made of my area of responsibility for all documents relevant to the above application under the *Right to Information Act 2009*, and:

(i) the documents identified as relevant to the request, have been forwarded to you;

OR

~~(ii) my area does not hold any documents covered by the above application.~~

(Strike out whichever is not applicable.)

The amount of time spent by staff of this area in locating relevant documents is:

1hr

The Officer nominated as referral person for this request is:

Lois Rua

(07) 3224 4049

.....
(Name)

.....
(Phone No.)

Lois Rua
.....
(Signature of Manager)

DRM - DPC

.....
(Division/Office)

21/11/11

.....
(Date)

The records located are not in scope.

DEPARTMENT OF THE PREMIER & CABINET
RIGHT TO INFORMATION - CERTIFICATION
PROVISION OF DEPARTMENTAL DOCUMENTS

RTI File No. / Name RTI 282

Subject SUNDAY MAIL - DG. McEwan

I hereby certify that a complete and thorough search has been made of my area of responsibility for all documents relevant to the above application under the *Right to Information Act 2009*, and:

~~(i) the documents identified as relevant to the request, have been forwarded to you;~~

OR

(ii) my area does not hold any documents covered by the above application.

(Strike out whichever is not applicable.)

The amount of time spent by staff of this area in locating relevant documents is:

35 min.

The Officer nominated as referral person for this request is:

SHARON BALLEY
(Name)

32248276
(Phone No.)

[Signature]
(Signature of Executive Director)

Office of Director Genl.
(Division/Office)

27/4/11
(Date)



Queensland
Government

Please quote: RTID82/CALS

09 May 2011

Mr Patrick Lion
The Sunday Mail
GPO Box 130
BRISBANE QLD 4001

Department of the
Premier and Cabinet

Email: lionp@qnp.newsltd.com.au

YOUR RIGHT TO INFORMATION APPLICATION

I refer to your application dated 19 April 2011, received by the Department of the Premier and Cabinet, requesting access under *the Right to Information Act 2009 (Qld)* (the Act) to:

Copies of any documents relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Swarten at a Christmas party event late last year.

Search Results

Searches were conducted of the records management system and physical searches were made of pertinent areas of the Department of the Premier and Cabinet. No folios relevant to your application were located.

Access decision

Section 47(3)(e) of the Act states –

“47 Grounds on which access may be refused

...

- (3) *On application, an agency may refuse access to a document of the agency and a Minister may refuse access to a document of the Minister –*

...

- (e) *because the document is nonexistent or unlocatable as mentioned in section 52;*

...

Section 52(1)(a) of the Act states –

“52 Document nonexistent or unlocatable

- (1) *For section 47(3)(e), a document is nonexistent or unlocatable if –*

- (a) *the agency or Minister dealing with the application for access is satisfied the document does not exist ...*

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 2111
Facsimile +61 7 3229 2990
Website www.premiers.qld.gov.au

ABN 65 959 415 158

As the Department of the Premier and Cabinet does not hold documents that fall within the scope of your application, access is refused under section 47(3)(e) of the Act.

The date of the decision is **Monday, 09 May 2011**.

Charges Estimate Notice

There are no charges payable for this request.

Review of Decision

If you are not satisfied with this decision, you can apply for internal review under section 80 of the Act. An application for internal review must be made to the Department of the Premier and Cabinet within **20 business days** after the day on which you receive this decision. The internal review will be undertaken by an officer more senior to the original decision maker.

Your application can be lodged by post, fax or email to the Department, as follows:

Post: PO Box 15185, City East, Queensland 4002
Fax: 07 32371044
Email: erti@premiers.qld.gov.au

You do not, however, have to request an internal review to be eligible to apply for an external review by the Information Commissioner under section 85 of the Act.

An external review application must be made to the Information Commissioner within **20 business days** from the day on which you receive this decision. Your application can be lodged with the Information Commissioner in any of the following ways:

In person: Level 8, 160 Mary Street, Brisbane
Post: PO Box 10143, Adelaide Street, Brisbane, Qld 4000
Fax: 07 3405-1122
Email: administration@oic.qld.gov.au
Online: <http://www.oic.qld.gov.au>

Please do not hesitate to contact me on (07) 3224 4808 if you have any queries regarding your request.

Yours sincerely



Colleen Conway

Manager

Administrative Law Services

Ashleigh Edwards

From: osidt@smartservice.qld.gov.au
Sent: Tuesday, 19 April 2011 1:36 PM
To: Electronic Right to Information
Subject: Right to Information Application - Mr Patrick Lion The Sunday Mail (Receipt No: 1707990)
- 19-04-2011

Right to Information Application (Non personal)

RTI Ref: 205845

An application for the following has been made by:

Organisation: The Sunday Mail

Name: Mr Patrick Lion

Contact details:

Phone: 0736666288

Email: lionp@gnp.newsltd.com.au

Fax:

Postal:

GPO Box 130

Town/suburb: Brisbane

State/territory: QLD

Postcode: 4001

Country: Australia

Details of request:

Department of Premier and Cabinet

Department of Premier and Cabinet

The applicant is seeking access to documents that non-personal in nature.

The applicant has had contact with the department

Name:

Reference:

Subject matter of the documents the applicant is seeking:

Application is made under the Right To Information Act for copies of any documents relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Swarten at a Christmas party event late last year. For example, I would look, but not limit searches to, DPC director-general Ken Smith who I am told spoke with Mr McGowan about the matter and would surely have recorded something about such a serious incident.

The type of documents the applicant is seeking:

The time period / date range the applicant would like to search within:

Document reference numbers:

The applicant thinks the documents may be located:

Other details provided by the applicant:

Access type requested:

Copy of documents

This request was made on the Tuesday 19 April 2011 at 12:59

Receipt ID: 1707990

Important! Please do not reply to this email.

RTI RELEASE

Please quote: RTID82/CALS

19 April 2011

Mr Patrick Lion
The Sunday Mail
41 Campbell Street
BOWEN HILLS QLD 4001

Email: lionp@qnp.newsltd.com.au

Dear Mr Lion

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Yours sincerely

Colleen Conway
Manager
Administrative Law Services



**Queensland
Government**

Please quote: RTID82/CALS

19 April 2011

Department of the
Premier and Cabinet

Mr Patrick Lion
The Sunday Mail
41 Campbell Street
BOWEN HILLS QLD 4001

Email: lionp@qnp.newsltd.com.au

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If you have any queries in relation to your application please contact me on telephone number (07) 3224 4808.

Yours sincerely

A handwritten signature in black ink, appearing to read 'C Conway', written over a large, faint, diagonal watermark that says 'RTI DOCUMENTS'.

Colleen Conway
Manager
Administrative Law Services

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 2111
Facsimile +61 7 3229 2990
Website www.premiers.qld.gov.au
ABN 65 959 415 158

Ashleigh Edwards

From: Sarah Partosh
Sent: Tuesday, 19 April 2011 3:34 PM
To: @Document and Records Management (DPC)
Subject: RTI Search Request
Attachments: Certificate of search time.doc; Time recording worksheet.doc; Right to Information Application - Mr Patrick Lion The Sunday Mail Receipt No 1707990 - 19-04-2011.html

Sensitivity: Confidential

Dear DRM

We have received an RTI request from The Sunday Mail on 19 April 2011, the scope of which is as follows:

Any documents relating to an incident between Community Safety Director-General Jim McGowan and former minister Robert Swarten at a Christmas party event late last year.

The application letter is attached for your information.

If you could please conduct a search by **27 April 2011** or sooner if possible, it would be most appreciated.

I have attached a Certificate and Time Worksheet for completion. These documents are necessary to determine the processing charges payable by the applicant and should include a realistic assessment of the time taken by officers in your area to search for and retrieve all relevant documents. When completing the Certificate of Time document please note **RTID82** as the file reference number.

Please note that **the definition of documents** for the purposes of the *Right to Information Act 2009* (Qld) includes documents sent and received, inter and intra-departmental memorandums, briefing notes, messages, diary entries, e-mails, drafts of any of the above, working notes, post its, maps, tape recordings, computer and disc held information.

Please advise us of any other business units within DPC that may hold relevant documents.

If you require any additional information please contact me on x58803.

Thank you for your assistance.

Kind Regards

Sarah Partosh

Policy Officer (Right to Information)
Right to Information and Privacy Unit
Constitutional and Administrative Law Services
Department of the Premier and Cabinet
Ph: +61 7 3225 8803 (ext. 58803)
Fax: +61 7 3237 1044

Sarah.Partosh@premiers.qld.gov.au

Tomorrow's Queensland: strong, green, smart, healthy and fair
www.towardQ2.qld.gov.au

Please do not alter the original information or attach this material

DEPARTMENT OF THE PREMIER & CABINET
RIGHT TO INFORMATION - CERTIFICATION
PROVISION OF DEPARTMENTAL DOCUMENTS

RTI File No. / Name

Subject

I hereby certify that a complete and thorough search has been made of my area of responsibility for all documents relevant to the above application under the *Right to Information Act 2009*, and:

(i) the documents identified as relevant to the request, have been forwarded to you;

OR

(ii) my area does not hold any documents covered by the above application.

(Strike out whichever is not applicable.)

The amount of time spent by staff of this area in locating relevant documents is:

.....

The Officer nominated as referral person for this request is:

.....

(Name)

.....

(Phone No.)

.....

(Signature of Executive Director)

.....

(Division/Office)

.....

(Date)

Message:

DOC/2011/000068356

From: osidt@smartservice.qld.gov.au
To: [Electronic Right to Information](#)
Cc:
Sent: 19/04/2011 at 1:36 PM
Received: 19/04/2011 at 1:36 PM
Subject: Right to Information Application - Mr Patrick Lion The Sunday Mail (Receipt No: 1707990) - 19-04-2011

Right to Information Application (Non personal)

RTI Ref: 205845

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Organisation: The Sunday Mail
Name: Mr Patrick Lion
Contact details:
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Email: lionp@qnp.newsltd.com.au
Fax:
Postal:
GPO Box 130
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State/territory: QLD
Postcode: 4001
Country: Australia

Details of request:

Department of Premier and Cabinet
Department of Premier and Cabinet

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Name:
Reference:

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Document reference numbers:

The applicant thinks the documents may be located:

Other details provided by the applicant:

Access type requested:

Copy of documents

DOC/2011/000068356

This request was made on the Tuesday 19 April 2011 at 12:59

Receipt ID: 1707990

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RTI RELEASE

DEPARTMENT OF THE PREMIER & CABINET
RIGHT TO INFORMATION - CERTIFICATION
PROVISION OF DEPARTMENTAL DOCUMENTS

RTI File No. / Name _____ RTID82 – The Sunday Mail _____

Subject Incident between Jim McGowan and Minister Robert Swarten at a Christmas Party late last year _____

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(Strike out whichever is not applicable.)

The amount of time spent by staff of this area in locating relevant documents is:

1hr
.....

The Officer nominated as referral person for this request is:

Lois Rua
.....

(Name)

(07) 3224 4049
.....

(Phone No.)

Lois Rua
.....
(Signature of Manager)

DRM - DPC
.....

(Division/Office)

21/11/11
.....
(Date)

File Edit View Search Tools Help

New Edit Check Out Check In Final Search Refine Search Saved Searches Favourite Records In Tray My Recent Containers My Recent Documents Checked Out Documents Offline Records Internal Locations External Locations

View Mail Recipient Properties Details Electronic Locations Add To My Containers Refresh Rebuild

Search By Equal To rtk676

Record Number Title Date Due Date Due to ECU Latest Part

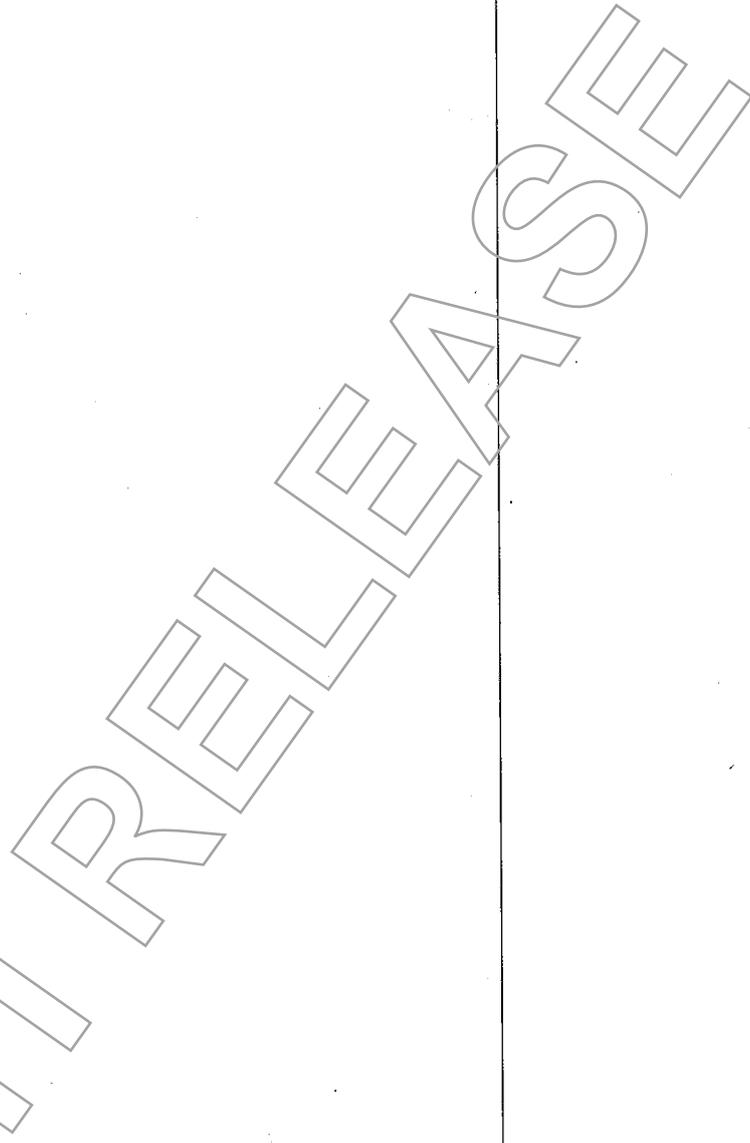
New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'MCGOWAN', 'SCHWARTEN', 'CHRISTMAS' in Title and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner

✓ Record Number Title Date Due Date Due to ECU Latest Part

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'MCGOWAN', 'SCHWARTEN', 'CHRISTMAS' in Title and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner Location (Responsible Business Unit) is 'Public Service Commission' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commissioners' or Owner Location (Responsible Business Unit) is 'Office of the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Council for the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'Service Delivery and Performance Commission' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Service' or Owner Location (Responsible Business Unit) is 'Arts Queensland' - Filtered - No Records Found

There may be matching Records that are prevented from being displayed because of filtering. for security reasons.

Press F7 to refine your search criteria.



Right to Information Search

Search Criteria: New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and "INCIDENT", "SCHWARTEN" in Title and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination+' or Owner Location (Responsible Business Unit) is 'Public

Search Conducted by: Rua, Lois

Search Conducted on: 21/04/2011 at 11:31:29 AM

TF/10/16312

Requesting the Hon Robert Swarten be reported to the Parliamentary ethics committee and disciplined after a recent incident in a Rockhampton restaurant

Date Created
5/07/2010 at 2:59 PM
Date Registered
5/07/2010 at 3:00 PM
Date Closed
22/07/2010 at 11:07 AM
Last Action Date
15/09/2010 at 9:24 AM

Record Type Tracking Folder
Assignee (Position) In Container 'P24620 (At Home Location: Physical Home - DPC Compactus (Container
Container P24620: COMMUNITY RELATIONS - PUBLIC REACTION - Individual Issues - Various complaints - s73
Owner Location (R) Ministerial Correspondence
Home Location P24620 (In Container)
Disposition Active
Security Departmental
Notes "Wednesday, 21 July 2010 at 3:46:31 PM (GMT+10:00) Phillips, Macey:"
NFA sent to records for filing

"Tuesday, 13 July 2010 at 9:41:49 AM (GMT+10:00) Dal Broi, Sandra:"
Information only - no response necessary

Contained Records :-	Record Number	Record Title	Contact	Type	Organization	Phone Number	Primary Contact
	DOC/10/85612	Requesting the Hon Robert Swarten be reported to the Parliamentary ethics committee and disciplined after a recent incident in a Rockhampton restaurant	s73	Author			Yes

DOC/10/85612

Requesting the Hon Robert Swarten be reported to the Parliamentary ethics committee and disciplined after a recent incident in a Rockhampton restaurant

Date Created
3/07/2010 at 9:58 AM
Date Registered
5/07/2010 at 2:58 PM
Date Closed
22/07/2010 at 11:07 AM
Last Action Date
21/04/2011 at 11:27 AM

Record Type Incoming
Assignee (Position) In Container 'TF/10/16312 (In Container 'P24620 (At Home Location: Physical Home Location
Container TF/10/16312: Requesting the Hon Robert Swarten be reported to the Parliamentary ethics committee and disciplined after a recent incident in a
Owner Location (R) Ministerial Correspondence
Home Location TF/10/16312 (In Container)
Disposition Active
Security Departmental

Contact	Type	Organization	Phone Number	Primary Contact
s73 Premier (Addressee)	Author Addressee	Premier's Office		Yes No

File Edit View Search Tools Help

New Edit Check Out Check In Final Search Refine Search Saved Searches Favourite Records In Tray My Recent Containers My Recent Documents Documents Checked Out Offline Records Internal Locations External Locations

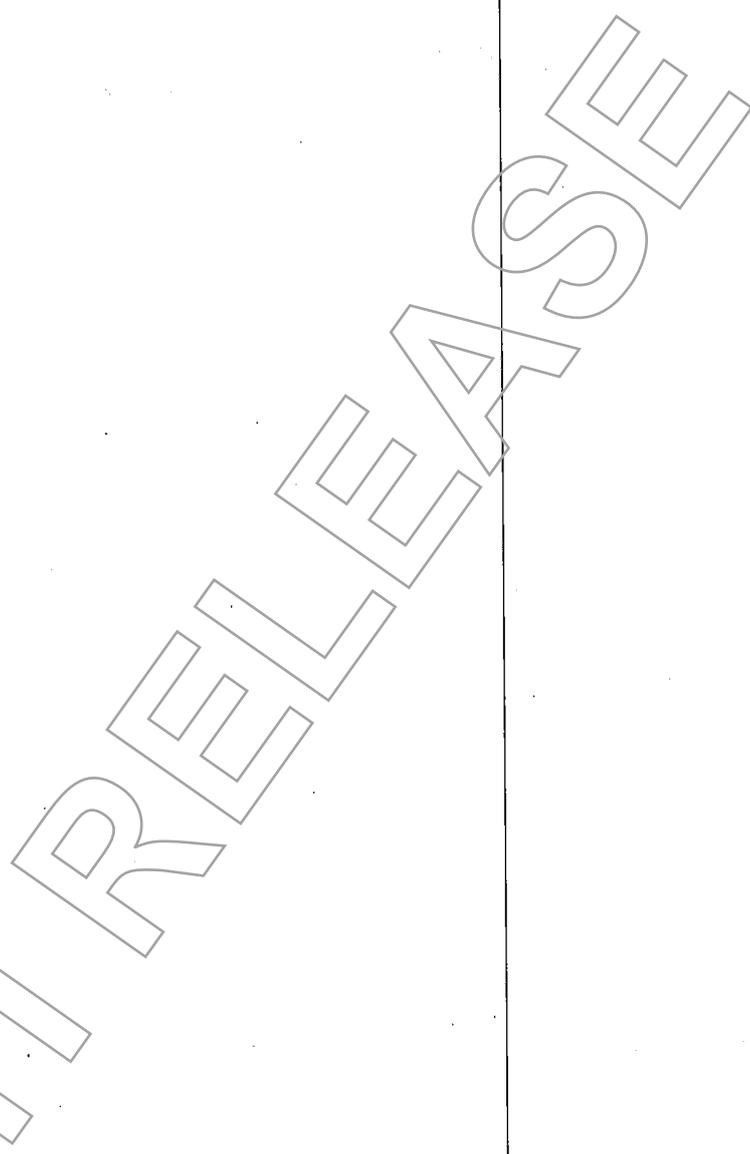
View Mail Recipient Properties | Details | Electronic | Locations | Add To My Containers | Refresh | Reload

Search By: Equal To: Find

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'CHRISTMAS, PARTY', 'MCGOWAN', 'SCHWARTEN' in Title and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination'

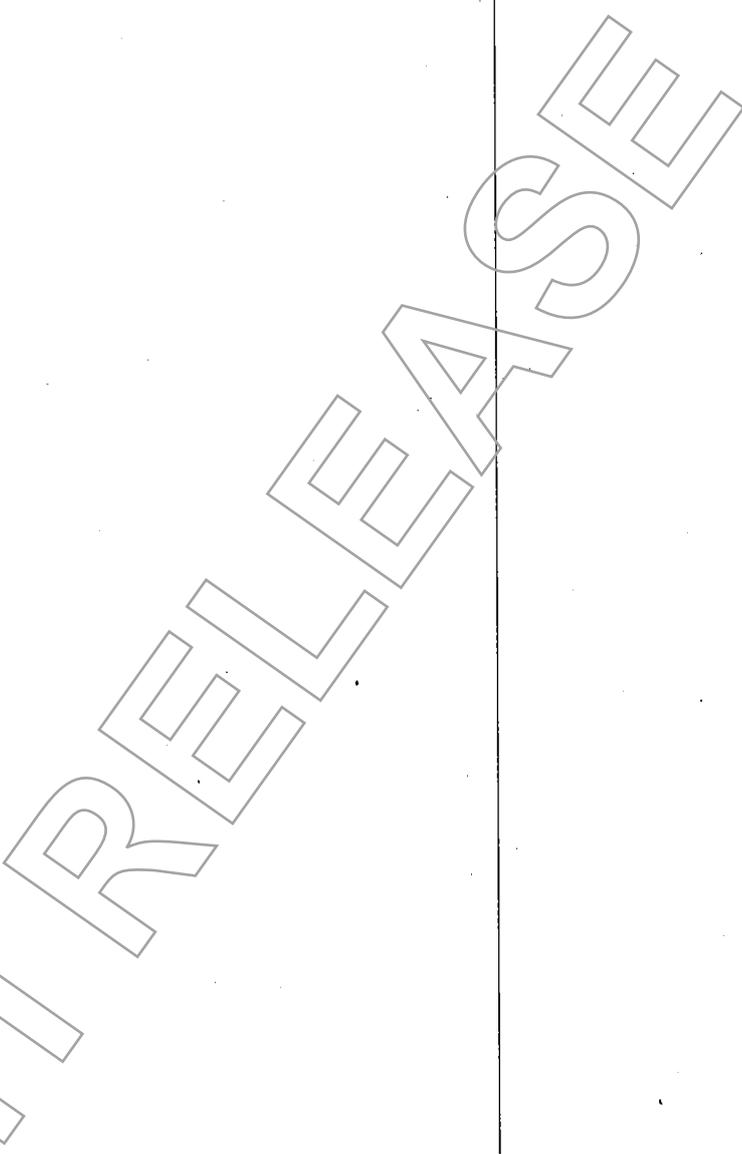
Record Number	Title	Date Due	Date Due to ECU	Latest Part
✓	New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'CHRISTMAS, PARTY', 'MCGOWAN', 'SCHWARTEN' in Title and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commissioner' or Owner Location (Responsible Business Unit) is 'Cabinet Services and Implementation' or Owner Location (Responsible Business Unit) is 'Council for the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Services' or Owner Location (Responsible Business Unit) is 'Arts Queensland') - Filtered - No Records Found			

There may be matching records that are prevented from being displayed because of filtering, or for security reasons. Press F7 to refine your search criteria.



Search By Equal To
Record Number
Find
Date Due Date Due to ECU Latest Part

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'McGowan' Schwarten' christmas' and not (Owner Location (Responsible Business Unit) is Security Planning and Coordination... or O...
Title
Record Number
New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'McGowan' Schwarten' christmas' and not (Owner Location (Responsible Business Unit) is Security Planning and Coordination... or Owner Location (Responsible Business Unit) is 'Public Service Commission' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commissioner' or Owner Location (Responsible Business Unit) is 'Office of the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Council for the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'Service Delivery and Performance Commission' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Service' or Owner Location (Responsible Business Unit) is 'Arts Queensland') - Filtered - No Records Found
There may be matching records that are prevented from being displayed because of filtering, or for security reasons.
Press F7 to refine your search criteria.



TRIM Desktop - New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'christmas party' Schwarten* and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination*' or Owing

File Edit View Search Tools Help

New Edit Check Out Check In Final Search Refine Search Saved Searches Favourite In Tray My Recent Containers My Recent Documents Checked Out Documents Offline Records Internal Locations External Locations

View Shortcuts Favourites Records Locations Classifications Saved Searches

Search By: Equal To r1a276

Mail Recipient Properties Details Electronic Locations Add To My Containers Refresh Reload

Record Number Title

Date Due Date Due to ECU Latest Part

Find

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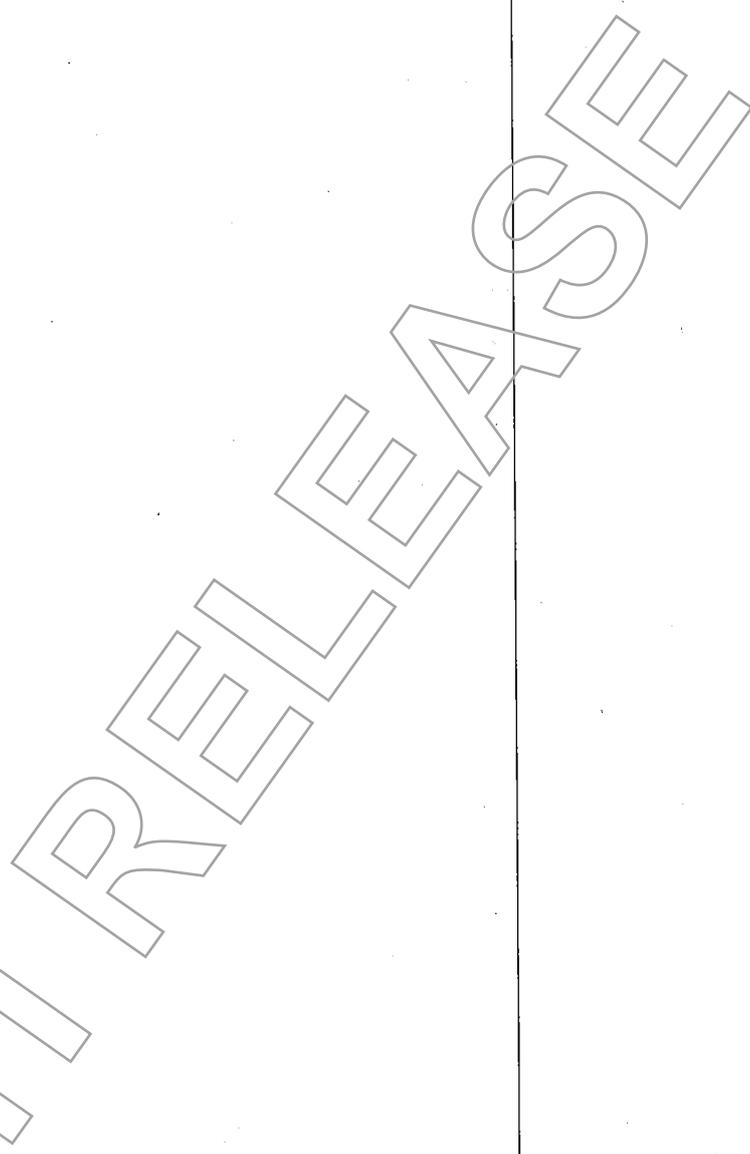
Record Number: [] Title: []

Date Due: [] Date Due to ECU: [] Latest Part: []

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Date Due Date Due to ECU Latest Part

Recent Tags Properties Notes Preview Previous

TRIM Desktop - New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'jim' robert' christmas' and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner Location (Responsible Business Unit) is 'Public Service Commission' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commissioner' or Owner Location (Responsible Business Unit) is 'Office of the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'Service Delivery and Performance Commission' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Services' or Owner Location (Responsible Business Unit) is 'Arts Queensland') - Filtered - No Records Found

File Edit View Search Tools Help

New Edit Check Out Check In Final Search Refine Search Saved Searches Favourites In Tray My Recent Containers My Recent Documents Checked Out Documents Offline Records Internal Locations External Locations

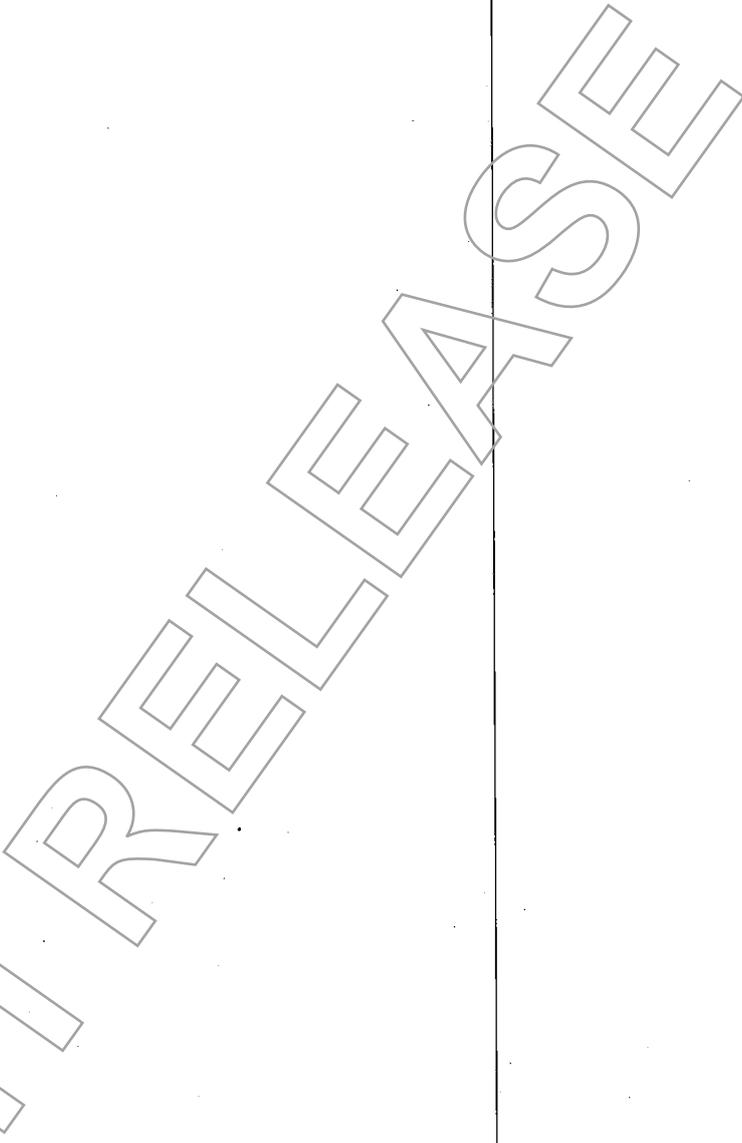
View Mail Recipient Properties Details Electronic Locations Add To My Containers Refresh Reload

Shortcuts X Search By Record Number Equal To p19250

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'jim' robert' christmas' and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner Location (Responsible Business Unit) is 'Public Service Commission' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commissioner' or Owner Location (Responsible Business Unit) is 'Office of the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'Service Delivery and Performance Commission' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Services' or Owner Location (Responsible Business Unit) is 'Arts Queensland') - Filtered - No Records Found

There may be matching Records that are prevented from being displayed because of filtering, for security reasons. Press F7 to refine your search criteria.

Record Number	Title	Date Due	Date Due to ECU	Latest Part



TRM Desktop - New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'incident' christmas party and not Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Own...

File Edit View Search Tools Help

New Edit Check Out Check In Final Search Refine Saved Favourite In Tray My Recent Documents Checked Out Documents Checked Out Offline Records Internal Locations External Locations

View Mail Recipient Properties Details Electronic Locations Add To My Containers Refresh Reload

Search By Equal To pl9250

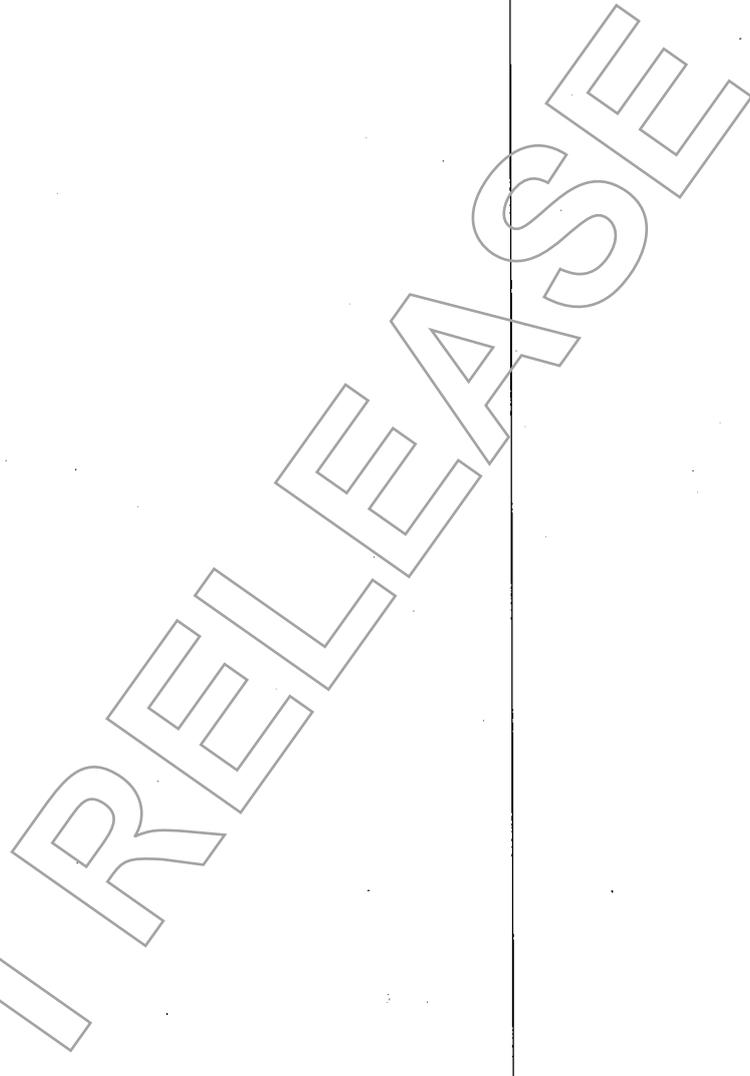
Record Number

Find

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'incident' christmas party and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commission' or Owner Location (Responsible Business Unit) is 'Cabinet Services and Implementation' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Services' or Owner Location (Responsible Business Unit) is 'Arts Queensland') - Filtered - No Records Found

There may be matching records that are prevented from being displayed because of filtering, or for security reasons. Press F7 to refine your search criteria.

Record Number Title Date Due Date Due to ECU Latest Part



TRIM Desktop - Records - MINISTER, 'INCIDEN' in Title - Filtered - No Records Found

File Edit View Search Tools Help

New Edit Check Out Check In Final Search Search Favourite In Tray My Recent Containers My Recent Documents Checked Out Documents Checked Out Offline Records Internal Locations External Locations

View Shortcuts Favouites Records Locations Classifications Saved Searches

Search By Record Number Equal To pl9230

Records - MINISTER, 'INCIDEN' in Title - Filtered

Records - "MINISTER", "INCIDEN" in Title - Filtered - No Records Found
There may be matching Records that are prevented from being displayed because of filtering, or for security reasons. Press F7 to refine your search criteria.

Properties Details Electronic Locations Add To My Containers Refresh Reload

Shortcuts Favouites Records Locations Classifications Saved Searches

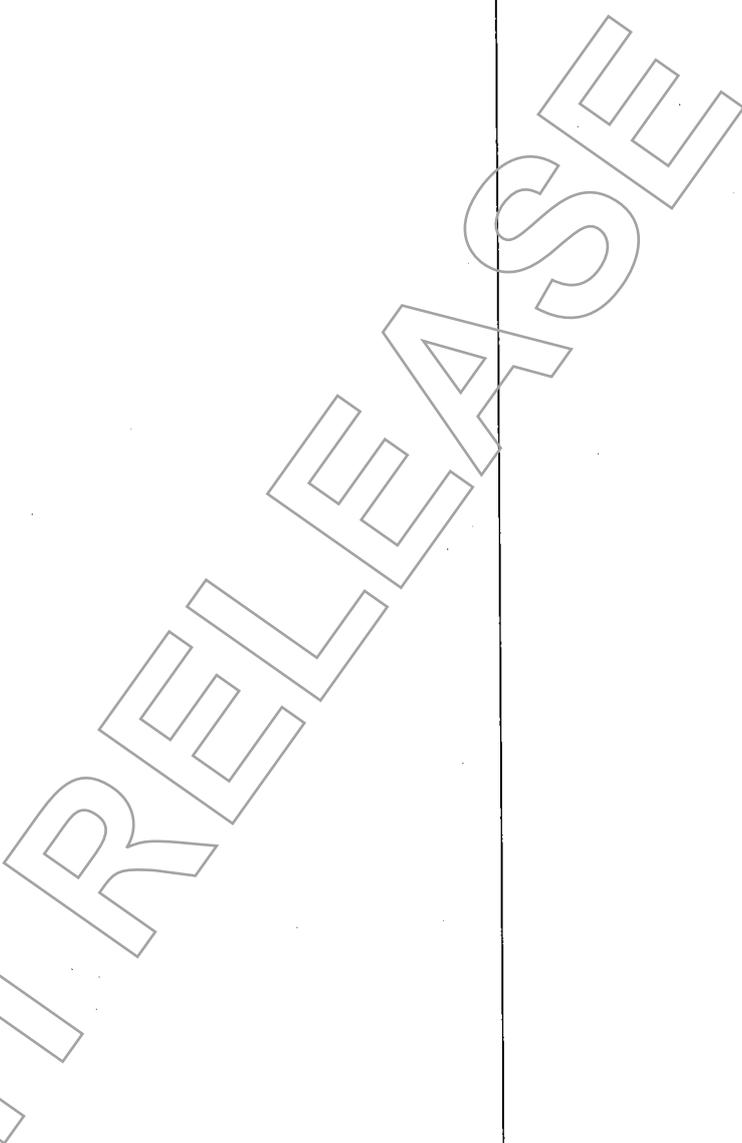
Record Number	Title	Date Due	Date Due to ECU	Latest Part

RTI RELEASE

Recent Trays Properties Notes Preview Previous

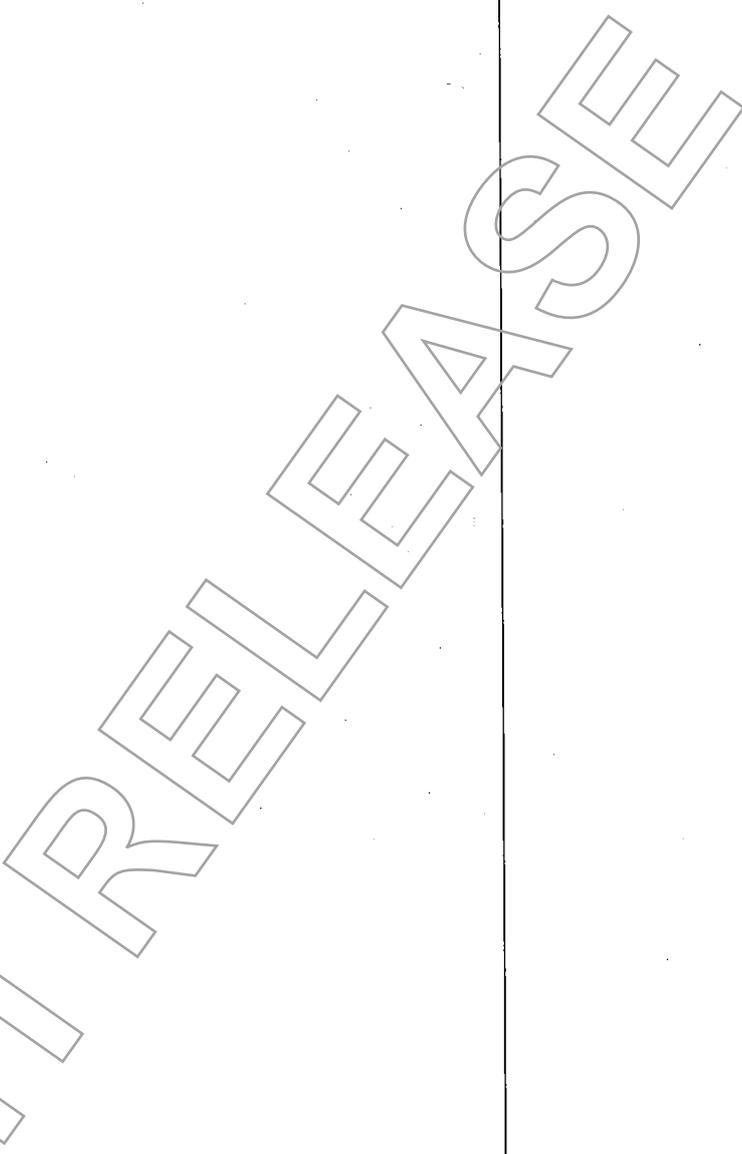
Record Number	Title	Date Due	Date Due to ECU	Latest Part
1	New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'INCIDENT', 'CHRISTMAS', 'PARTY' in Title or Notes and not (Owner Location (Responsible Business Unit) is 'Public Service Commission' or Owner Location (Responsible Business Unit) is 'Council for the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'Cabinet Services and Implementation' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Service' or Owner Location (Responsible Business Unit) is 'Acts Queensland') - Filtered - No Records Found			

There may be matching records that are prevented from being displayed because of filtering, or for security reasons. Press F7 to refine your search criteria.



Record Number	Title	Date Due	Date Due to ECU	Latest Part
✓	New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'MCGOWAN', 'SCHWARTEN', 'CHRISTMAS', in Title or Notes and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner Location (Responsible Business Unit) is 'Public Service Commission' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commissioner' or Owner Location (Responsible Business Unit) is 'Cabinet Services and Implementation' or Owner Location (Responsible Business Unit) is 'Council for the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'Service Delivery and Performance Commission' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Services' or Owner Location (Responsible Business Unit) is 'Arts Queensland') - Filtered - No Records Found			

There may be matching Records that are prevented from being displayed because of filtering, or for security reasons. Press F7 to refine your search criteria.



File Edit View Search Tools Help

New Edit Check-Out Check-In Final Search Search Searches Saved Searches Favourite In Tray My Recent Containers My Recent Documents Checked Documents Offline Records External Locations Internal Locations

View Mail Recipient Properties Details Electronic Locations Add To My Containers Refresh Reload

Shortcuts x Search By Equal To p19250

Favourites Records Locations Classifications Saved Searches

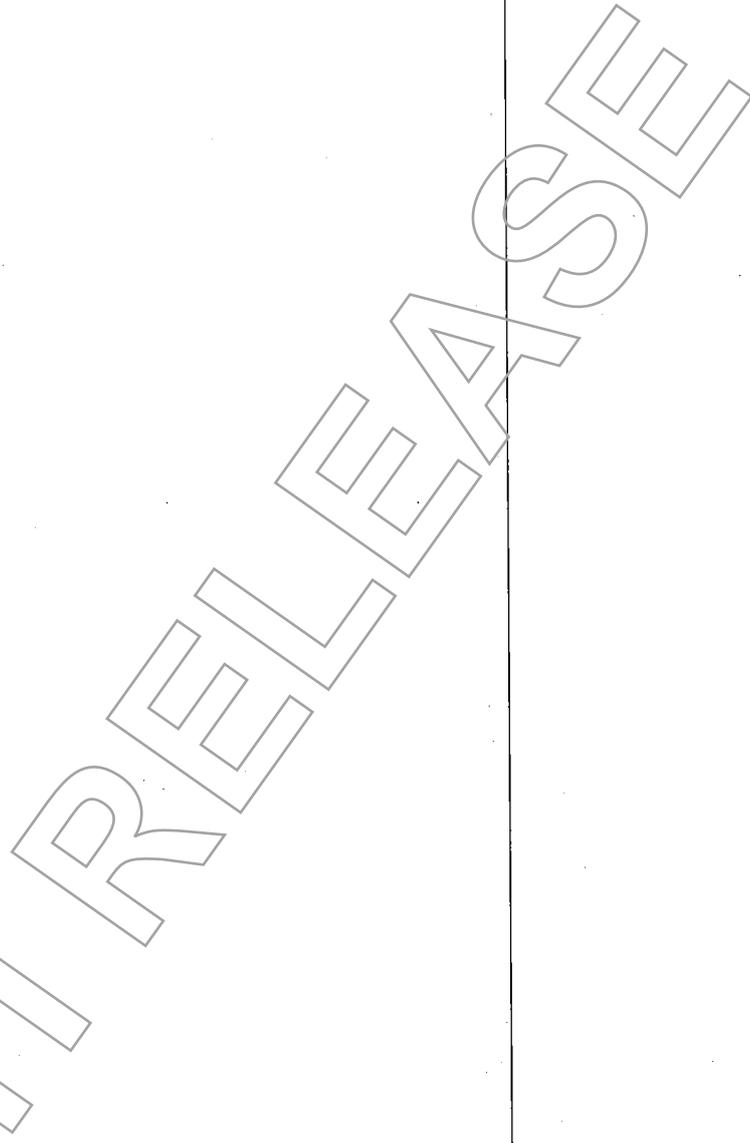
Record Number

Find

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'INCIDEN', 'JIM', 'ROBERT', 'CHRISTMAS' in Title or Notes and not (Owner Location (Responsible Business Unit) is 'Security Planning and ...

Record Number	Title	Date Due	Date Due to ECU	Latest Part
✓	New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'INCIDEN', 'JIM', 'ROBERT', 'CHRISTMAS' in Title or Notes and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner Location (Responsible Business Unit) is 'Public Service Commission' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commissioners' or Owner Location (Responsible Business Unit) is 'Cabinet Services and Implementations' or Owner Location (Responsible Business Unit) is 'Council for the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commission' or Owner Location (Responsible Business Unit) is 'Service Delivery and Performance Commission' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Service' or Owner Location (Responsible Business Unit) is 'Acts Queensland') - Filtered - No Records Found			

There may be matching records that are prevented from being displayed because of filtering, or for security reasons. Press F7 to refine your search criteria.



File Edit View Search Tools Help

New Edit Check Out Check In Final Search Refine Saved Favourites In Tray My Recent Containers Documents Checked Out Offline Records Internal Locations External Locations

Mail Recipient Properties Details Electronic Locations Add To Containers Refresh Reload

shortcuts Search By Record Number Equal To p19250

Find

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'COMMUNITY, SAFETY, DIRECTOR, GENERAL', 'SCHWARTEN', 'PARTY' in Title or Notes and not (Owner Location (Responsible Business Unit) is Secu...

Date Due

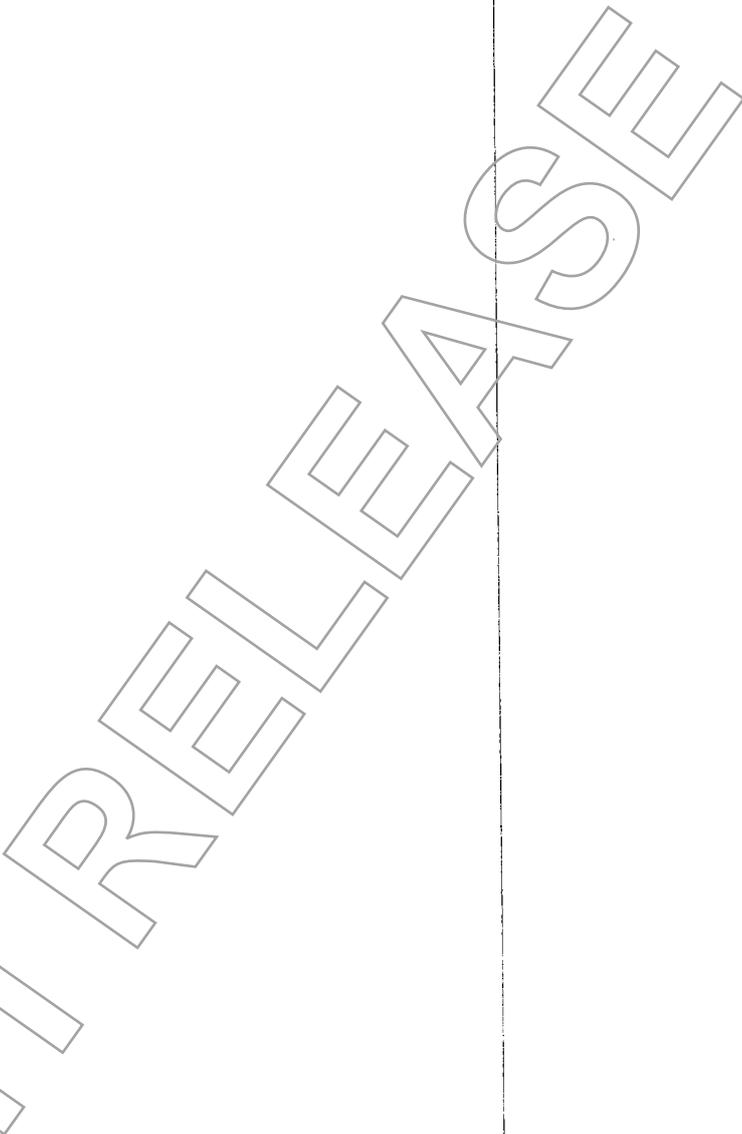
Date Due to ECU

Latest Part

Title

Record Number

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and 'COMMUNITY, SAFETY, DIRECTOR, GENERAL', 'SCHWARTEN', 'PARTY' in Title or Notes and not (Owner Location (Responsible Business Unit) is Security Planning and Coordination- or Owner Location (Responsible Business Unit) is Public Service Commission- or Owner Location (Responsible Business Unit) is Office of the Integrity Commission- or Owner Location (Responsible Business Unit) is Cabinet Services and Implementation- or Owner Location (Responsible Business Unit) is Council for the Australian Federation Secretariat- or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'Service Delivery, and Performance Commission' or Owner Location (Responsible Business Unit) is 'PSC Appeals' - or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Service' - or Owner Location (Responsible Business Unit) is 'Arts Queensland' - Filtered - No Records Found
 There may be matching Records that are prevented from being displayed because of filtering, or for security reasons.
 Press F1 to refine your search criteria.



Recent Trays

Properties Notes Preview Previous

TRIM Desktop - New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'director general' minister' christmas' and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination...

File Edit View Search Tools Help

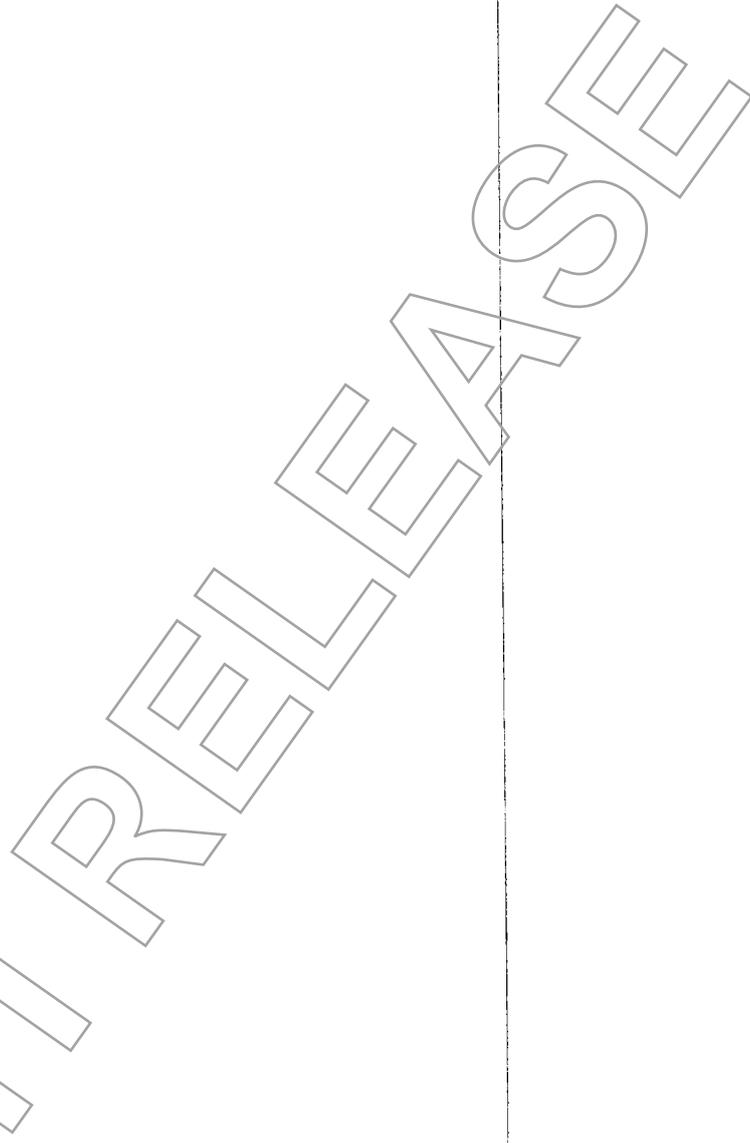
New Edit Check Out Check In Final Search Refine Search Saved Searches Favourite Records In Tray My Recent Containers My Recent Documents Checked Out Documents Checked Out Offline Records Internal Locations External Locations

Mail Recipient Properties Details Electronic Locations Locations Add To My Containers Refresh Reload

Shortcuts X Search By Record Number Equal To rtd/76

New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'director general' minister' christmas' and not (Owner Location (Responsible Business Unit) is 'Security Planning and C...

Record Number	Title	Date Due	Date Due to ECU	Latest Part
<p>New FOI Search by DL (Refined) - Date Created is between '1/07/2010' and '19/04/2011' and Document Content is 'director general' minister' christmas' and not (Owner Location (Responsible Business Unit) is 'Security Planning and Coordination' or Owner Location (Responsible Business Unit) is 'Public Service Commission' or Owner Location (Responsible Business Unit) is 'Office of the Integrity Commissioner' or Owner Location (Responsible Business Unit) is 'Cabinet Services and Implementation' or Owner Location (Responsible Business Unit) is 'Council for the Australian Federation Secretariat' or Owner Location (Responsible Business Unit) is 'Office of the Public Service Commissioner' or Owner Location (Responsible Business Unit) is 'Service Delivery and Performance Commission' or Owner Location (Responsible Business Unit) is 'PSC Appeals' or Owner Location (Responsible Business Unit) is 'PSC Chief and Senior Executive Service' or Owner Location (Responsible Business Unit) is 'Arts Queensland' - 1 - Filtered - No Records Found</p> <p>There may be matching Records that are prevented from being displayed because of filtering, or for security reasons.</p> <p>Press F7 to refine your search criteria.</p>				



DEPARTMENT OF THE PREMIER & CABINET
RIGHT TO INFORMATION - CERTIFICATION

PROVISION OF DEPARTMENTAL DOCUMENTS

RTI File No. / Name _____ RTID82 – The Sunday Mail _____

Subject Incident between Jim McGowan and Minister Robert Swarten at a Christmas Party late last year __

I hereby certify that a complete and thorough search has been made of my area of responsibility for all documents relevant to the above application under the *Right to Information Act 2009*, and:

(i) the documents identified as relevant to the request, have been forwarded to you;

OR

(ii) ~~my area does not hold any documents covered by the above application.~~

(Strike out whichever is not applicable.)

The amount of time spent by staff of this area in locating relevant documents is:

1hr

The Officer nominated as referral person for this request is:

Lois Rua
.....
(Name)

(07) 3224 4049
.....
(Phone No.)

L.A. Garcia
.....
(Signature of Manager)

DRM - DPC
.....
(Division/Office)

21/4/11
.....
(Date)

Ashleigh Edwards

From: Sarah Partosh
Sent: Tuesday, 19 April 2011 3:15 PM
To: Sharon Bailey
Subject: RTI Search Request
Attachments: Certificate of search time.doc; Time recording worksheet.doc; Right to Information Application - Mr Patrick Lion The Sunday Mail Receipt No 1707990 - 19-04-2011.html

Sensitivity: Confidential

Dear Sharon

As discussed this afternoon, we have received an RTI request from The Sunday Mail on 19 April 2011, the scope of which is as follows:

Any documents relating to an incident between Community Safety Director-General Jim McGowan and former minister Robert Schwarten at a Christmas party event late last year.

The application letter is attached for your information.

If you could please arrange for a search of your area of responsibility by **27 April 2011** or sooner if possible, it would be most appreciated.

I have attached a Certificate and Time Worksheet for completion. These documents are necessary to determine the processing charges payable by the applicant and should include a realistic assessment of the time taken by officers in your area to search for and retrieve all relevant documents. When completing the Certificate of Time document please note **RTID79** as the file reference number.

Please note that **the definition of documents** for the purposes of the *Right to Information Act 2009 (Qld)* includes documents sent and received, inter and intra-departmental memorandums, briefing notes, messages, diary entries, e-mails, drafts of any of the above, working notes, post its, maps, tape recordings, computer and disc held information.

Please advise us of any other business units within DPC that may hold relevant documents.

If you require any additional information please contact me on x58803 or alternatively contact Colleen on x44808.

Thank you for your assistance.

Kind Regards

Sarah Partosh
Policy Officer (Right to Information)
Right to Information and Privacy Unit
Constitutional and Administrative Law Services
Department of the Premier and Cabinet
Ph: +61 7 3225 8803 (ext. 58803)
Fax: +61 7 3237 1044
Sarah.Partosh@premiers.qld.gov.au
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www.towardQ2.qld.gov.au
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DEPARTMENT OF THE PREMIER & CABINET
RIGHT TO INFORMATION - CERTIFICATION
PROVISION OF DEPARTMENTAL DOCUMENTS

RTI File No. / Name

Subject

I hereby certify that a complete and thorough search has been made of my area of responsibility for all documents relevant to the above application under the *Right to Information Act 2009*, and:

(i) the documents identified as relevant to the request, have been forwarded to you;

OR

(ii) my area does not hold any documents covered by the above application.

(Strike out whichever is not applicable.)

The amount of time spent by staff of this area in locating relevant documents is:

.....

The Officer nominated as referral person for this request is:

.....

(Name)

.....

(Phone No.)

.....
(Signature of Executive Director)

.....

(Division/Office)

.....

(Date)

Message: DOC/2011/000068356

From: osidt@smartservice.qld.gov.au
To: [Electronic Right to Information](#)
Cc:
Sent: 19/04/2011 at 1:36 PM
Received: 19/04/2011 at 1:36 PM
Subject: Right to Information Application - Mr Patrick Lion The Sunday Mail (Receipt No: 1707990) - 19-04-2011

Right to Information Application (Non personal)

RTI Ref: 205845

An application for the following has been made by:

Organisation: The Sunday Mail

Name: Mr Patrick Lion

Contact details:

Phone: 0736666288

Email: lionp@qnp.newsltd.com.au

Fax:

Postal:

GPO Box 130

Town/suburb: Brisbane

State/territory: QLD

Postcode: 4001

Country: Australia

Details of request:

Department of Premier and Cabinet

Department of Premier and Cabinet

The applicant is seeking access to documents that non-personal in nature.

The applicant has had contact with the department

Name:

Reference:

Subject matter of the documents the applicant is seeking:

Application is made under the Right To Information Act for copies of any documents relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Schwarten at a Christmas party event late last year. For example, I would look, but not limit searches to, DPC director-general Ken Smith who I am told spoke with Mr McGowan about the matter and would surely have recorded something about such a serious incident.

The type of documents the applicant is seeking:

The time period / date range the applicant would like to search within:

Document reference numbers:

The applicant thinks the documents may be located:

Other details provided by the applicant:

Access type requested:

Copy of documents

This request was made on the Tuesday 19 April 2011 at 12:59

Receipt ID: 1707990

Important! Please do not reply to this email.

RTI RELEASE

Please quote: RTID82/CALS

09 May 2011

Mr Patrick Lion
The Sunday Mail
GPO Box 130
BRISBANE QLD 4001

Email: lionp@qnp.newsltd.com.au

YOUR RIGHT TO INFORMATION APPLICATION

I refer to your application dated 19 April 2011, received by the Department of the Premier and Cabinet, requesting access under *the Right to Information Act 2009* (Qld) (the Act) to:

Copies of any documents relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Schwarzen at a Christmas party event late last year.

Search Results

Searches were conducted of the records management system and physical searches were made of pertinent areas of the Department of the Premier and Cabinet. No folios relevant to your application were located:

Access decision

Section 47(3)(e) of the Act states –

"47 Grounds on which access may be refused

...
(3) On application, an agency may refuse access to a document of the agency and a Minister may refuse access to a document of the Minister –

...
(e) because the document is nonexistent or unlocatable as mentioned in section 52;

Section 52(1)(a) of the Act states –

"52 Document nonexistent or unlocatable

(1) For section 47(3)(e), a document is nonexistent or unlocatable if –

(a) the agency or Minister dealing with the application for access is satisfied the document does not exist ...

As the Department of the Premier and Cabinet does not hold documents that fall within the scope of your application, access is refused under section 47(3)(e) of the Act.

The date of the decision is **Monday, 09 May 2011**.

Charges Estimate Notice

There are no charges payable for this request.

Review of Decision

If you are not satisfied with this decision, you can apply for internal review under section 80 of the Act. An application for internal review must be made to the Department of the Premier and Cabinet within **20 business days** after the day on which you receive this decision. The internal review will be undertaken by an officer more senior to the original decision maker.

Your application can be lodged by post, fax or email to the Department, as follows:

Post: PO Box 15185, City East, Queensland 4002
Fax: 07 32371044
Email: erti@premiers.qld.gov.au

You do not, however, have to request an internal review to be eligible to apply for an external review by the Information Commissioner under section 85 of the Act.

An external review application must be made to the Information Commissioner within **20 business days** from the day on which you receive this decision. Your application can be lodged with the Information Commissioner in any of the following ways:

In person: Level 8, 160 Mary Street, Brisbane
Post: PO Box 10143, Adelaide Street, Brisbane, Qld 4000
Fax: 07 3405 1122
Email: administration@oic.qld.gov.au
Online: <http://www.oic.qld.gov.au>

Please do not hesitate to contact me on (07) 3224 4808 if you have any queries regarding your request.

Yours sincerely

Colleen Conway
Manager
Administrative Law Services



Queensland
Government

Please quote: RTID82/CALS

09 May 2011

Mr Patrick Lion
The Sunday Mail
GPO Box 130
BRISBANE QLD 4001

Department of the
Premier and Cabinet

Email: lionp@qnp.newsltd.com.au

YOUR RIGHT TO INFORMATION APPLICATION

I refer to your application dated 19 April 2011, received by the Department of the Premier and Cabinet, requesting access under *the Right to Information Act 2009 (Qld)* (the Act) to:

Copies of any documents relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Swarten at a Christmas party event late last year.

Search Results

Searches were conducted of the records management system and physical searches were made of pertinent areas of the Department of the Premier and Cabinet. No folios relevant to your application were located.

Access decision

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(3) On application, an agency may refuse access to a document of the agency and a Minister may refuse access to a document of the Minister –

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(1) For section 47(3)(e), a document is nonexistent or unlocatable if –

(a) the agency or Minister dealing with the application for access is satisfied the document does not exist ...

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 2111
Facsimile +61 7 3229 2990
Website www.premiers.qld.gov.au
ABN 65 959 415 158

As the Department of the Premier and Cabinet does not hold documents that fall within the scope of your application, access is refused under section 47(3)(e) of the Act.

The date of the decision is **Monday, 09 May 2011**.

Charges Estimate Notice

There are no charges payable for this request.

Review of Decision

If you are not satisfied with this decision, you can apply for internal review under section 80 of the Act. An application for internal review must be made to the Department of the Premier and Cabinet within **20 business days** after the day on which you receive this decision. The internal review will be undertaken by an officer more senior to the original decision maker.

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Post: PO Box 10143, Adelaide Street, Brisbane, Qld 4000
Fax: 07 3405-1122
Email: administration@oic.qld.gov.au
Online: <http://www.oic.qld.gov.au>

Please do not hesitate to contact me on (07) 3224 4808 if you have any queries regarding your request.

Yours sincerely



Colleen Conway
Manager
Administrative Law Services

Ashleigh Edwards

From: Sarah Partosh
Sent: Tuesday, 19 April 2011 3:54 PM
To: 'Lion, Patrick'
Subject: RTI Application
Attachments: Signed acknowledgment letter to Mr Patrick Lion The Sunday Mail RTID82.pdf

Sensitivity: Confidential

Dear Mr Lion

Please find attached an acknowledgment letter for your application regarding *an incident between Community Safety director-general Jim McGowan and former minister Robert Swarten at a Christmas party event late last year* (ref: RTID82/CALS).

If you have any queries in relation to your application please contact Colleen Conway on (07) 3224 4808.

Kind Regards

Sarah Partosh
Policy Officer (Right to Information)
Right to Information and Privacy Unit
Constitutional and Administrative Law Services
Department of the Premier and Cabinet
Ph: +61 7 3225 8803 (ext. 58803)
Fax: +61 7 3237 1044
Sarah.Partosh@premiers.qld.gov.au
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Queensland
Government

Please quote: RTID82/CALS

19 April 2011

Department of the
Premier and Cabinet

Mr Patrick Lion
The Sunday Mail
41 Campbell Street
BOWEN HILLS QLD 4001

Email: lionp@gnp.newsltd.com.au

Dear Mr Lion

ACKNOWLEDGMENT OF YOUR RIGHT TO INFORMATION (RTI) APPLICATION

I refer to your application dated 19 April 2011, received by the Department of the Premier and Cabinet, requesting access under *the Right to Information Act 2009 (Qld)* (the Act) to:

Copies of any documents relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Swarten at a Christmas party event late last year.

Please be aware you may be required under section 60(1) of the Act to pay further charges in relation to processing your request. You will be provided with a Charges Estimate Notice if further charges are payable.

Please also note, if documents are released, they may be included on the Department's Disclosure Log which is published on the Department of the Premier and Cabinet's website.

If you have any queries in relation to your application please contact me on telephone number (07) 3224 4808.

Yours sincerely

A handwritten signature in black ink that reads "C Conway".

Colleen Conway
Manager
Administrative Law Services

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 2111
Facsimile +61 7 3229 2990
Website www.premiers.qld.gov.au
ABN 65 959 415 158

Ashleigh Edwards

From: Sarah Partosh
Sent: Monday, 9 May 2011 4:28 PM
To: 'Lion, Patrick'
Subject: RTI Application
Attachments: Signed decision letter to Mr Patrick Lion The Sunday Mail RTID82.pdf
Sensitivity: Confidential

Dear Mr Lion

Please find attached the decision letter for your application regarding *an incident between Community Safety director-general Jim McGowan and former minister Robert Schwarten at a Christmas party event late last year* (ref: RTID82/CALS).

If you have any queries in relation to your application please contact Colleen Conway on (07) 3224 4808.

Kind Regards

Sarah Partosh
Policy Officer (Right to Information)
Right to Information and Privacy Unit
Constitutional and Administrative Law Services
Department of the Premier and Cabinet
Ph: +61 7 3225 8803 (ext. 58803)
Fax: +61 7 3237 1044
Sarah.Partosh@premiers.qld.gov.au
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RTI RELEASED



Queensland
Government

Please quote: RTID82/CALS

09 May 2011

Mr Patrick Lion
The Sunday Mail
GPO Box 130
BRISBANE QLD 4001

Department of the
Premier and Cabinet

Email: lionp@qnp.newsltd.com.au

YOUR RIGHT TO INFORMATION APPLICATION

I refer to your application dated 19 April 2011, received by the Department of the Premier and Cabinet, requesting access under *the Right to Information Act 2009 (Qld)* (the Act) to:

Copies of any documents relating to an incident between Community Safety director-general Jim McGowan and former minister Robert Swarten at a Christmas party event late last year.

Search Results

Searches were conducted of the records management system and physical searches were made of pertinent areas of the Department of the Premier and Cabinet. No folios relevant to your application were located.

Access decision

Section 47(3)(e) of the Act states –

“47 Grounds on which access may be refused

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- (3) *On application, an agency may refuse access to a document of the agency and a Minister may refuse access to a document of the Minister –*

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- (e) *because the document is nonexistent or unlocatable as mentioned in section 52;*

...

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- (1) *For section 47(3)(e), a document is nonexistent or unlocatable if –*

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Executive Building
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PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 2111
Facsimile +61 7 3229 2990
Website www.premiers.qld.gov.au
ABN 65 959 415 158

As the Department of the Premier and Cabinet does not hold documents that fall within the scope of your application, access is refused under section 47(3)(e) of the Act.

The date of the decision is **Monday, 09 May 2011**.

Charges Estimate Notice

There are no charges payable for this request.

Review of Decision

If you are not satisfied with this decision, you can apply for internal review under section 80 of the Act. An application for internal review must be made to the Department of the Premier and Cabinet within **20 business days** after the day on which you receive this decision. The internal review will be undertaken by an officer more senior to the original decision maker.

Your application can be lodged by post, fax or email to the Department, as follows:

Post: PO Box 15185, City East, Queensland 4002
Fax: 07 32371044
Email: erti@premiers.qld.gov.au

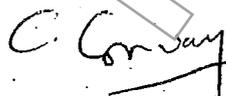
You do not, however, have to request an internal review to be eligible to apply for an external review by the Information Commissioner under section 85 of the Act.

An external review application must be made to the Information Commissioner within **20 business days** from the day on which you receive this decision. Your application can be lodged with the Information Commissioner in any of the following ways:

In person: Level 8, 160 Mary Street, Brisbane
Post: PO Box 10143, Adelaide Street, Brisbane, Qld 4000
Fax: 07 3405-1122
Email: administration@oic.qld.gov.au
Online: <http://www.oic.qld.gov.au>

Please do not hesitate to contact me on (07) 3224 4808 if you have any queries regarding your request.

Yours sincerely



Colleen Conway
Manager
Administrative Law Services

RTI 27

Right to Information and Information

Privacy Access Application

Right to Information Act 2009 (section 24)

Information Privacy Act 2009 (section 43)



Queensland Government

Please read the following information carefully before proceeding with your application

It is recommended that you contact the RTI officer in the relevant agency for assistance and advice before completing and submitting this application form.

The information you are seeking may be already available online, for purchase or by request:

Online – a search of the relevant agency websites may locate the information you are seeking;

For purchase – agencies may offer documents for purchase (for example: birth certificates, transcripts of proceedings, spatial statistics);

By request – agencies may administratively release a range of information upon request.

If you do wish to make a formal application to access documents under the *Right to Information (RTI) Act 2009* or the *Information Privacy (IP) Act 2009*, this is the approved application form to apply to Queensland government departments, Ministers, local governments, government owned corporations and public authorities (including universities). The completed application form should be submitted directly to the relevant agency and marked to the attention of the RTI officer. On-line applications can be made to Queensland government departments and Ministers via www.rti.qld.gov.au.

Applications requesting access to non-personal information or a combination of personal and non-personal information are made under the RTI Act. There is an application fee of \$38 and processing and access charges may be payable.

Applications requesting access to personal information only are made under the IP Act. There is no application fee or processing charges for access to personal information only, however access charges may be payable. You will be required to provide evidence of your identity.

Note: *If your application seeks access to personal information of someone other than yourself (except where you are authorised to act on that person's behalf), or where you are also seeking access to documents that are considered non-personal, your application will be dealt with under the RTI Act. You will be advised by the RTI officer if this is the case, and you will be required to pay the RTI application fee. If in doubt, contact the RTI officer of the agency to which you are applying.*

Note: Denotes Mandatory field

Contact Details

You are required to supply your name and an address for correspondence. Additional contact details will help us to deal with your application, and to correspond with you in the manner you prefer. If you are applying on behalf of another person, please complete this section with your contact details.

Title (e.g. Mr, Mrs, Ms, Miss)	Given name/s	Family name
s73	s73	s73

Organisation / Company name (complete if you are making this application on behalf of an organisation or company)

Office of the Leader of the Opposition

Postal address

Parliament House, Alice Street

BRISBANE QLD Postcode 4000

Preferred method of contact (tick one option then fill out related field below. Please include country code and area code, where appropriate.)

Phone Fax Mobile Email Post

(07) 3406 7983

s73 @opposition.qld.gov.au

Application Details

1. Which description most closely describes your application for access?

- I am seeking access to documents that are **non-personal** in nature
\$38.00 application fee payable
- I am seeking access to documents that contain **personal information only** either in relation to myself or on behalf of another person
No application fee
- I am seeking access to documents that contain personal information either in relation to myself or on behalf of another person and may contain the **personal information of someone else** and / or **non-personal information**
\$38.00 application fee payable

2. Are you seeking access to information on someone's behalf?

No

Yes Family name Given name/s

Please attach **proof of your authorisation to act on the person's behalf**, such as legal documentation in support of your authority (for example: a client agreement if you are a solicitor) or written authorisation from the person concerned.

Right to Information and Information Privacy Access Application continued...page 2 of 3

3. Which agency/s are you applying to? (Note: Applications are per agency and each application will incur a separate application fee)

Office of the Premier

4. Particular details:

Please provide specific and detailed information about the documents you are seeking, as this will help us process your application.

a. The subject matter of the documents you are seeking (e.g. the planning process for the Letter Z Program)

All documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament

b. The type of documents (e.g. internal memos, emails)

All documents

c. The time period / date range you would like us to search within (e.g. September 2008 - June 2009)

September 2007 to present

d. Relevant document reference numbers (if known)

e. Where you think the documents may be located (e.g. facility, business area, unit, person)

f. Any other details you believe will assist us in dealing with your application

Please respond to this application using the following reference number: 79/11

5. Preferred access type (tick one):

Note: Your preferred access type may not be available. If you choose to access documents by email, CD, DVD or inspection, there will be no charge for this access.

- Inspect document/s
- Photocopy of document/s
- Document/s sent to me by email
- Copy of the document/s on DVD
- Copy of the document/s on CD

Note: Information that is not personal to the applicant released following an application under the RTI Act may be published in an online disclosure log. A disclosure log would usually contain a summary of the RTI application as well as the relevant documents (either in full or in part) or details of how the documents may be accessed.

6. Evidence of identity

If you are seeking access to documents that contain personal information either in relation to you or on behalf of another person, you must provide evidence of your identity with this application or within 10 business days of making this application in order for your application to be processed. If you are seeking documents on someone's behalf, both parties must provide evidence of their identities. (If you are not seeking any personal information, you are not required to provide evidence of your identity.)

Applying:

- by post** - Attach a **certified copy** of your identification document to this application form.
- in person** - Produce the original identification document for the RTI officer to sight.
- by email or fax** - Provide a **certified copy** of the identification document to the relevant agency to which you are applying for information. (A certified copy is considered valid if it is witnessed by a lawyer or notary public, a commissioner for declarations or a justice of the peace.)

Note: Documents that provide sufficient evidence of identity include:

- Current driver's licence
- Identifying page of current passport
- Birth certificate
- Copy of a prisoner's identity card certified by a corrective services officer
- Statutory declaration of an individual who has known the applicant for at least one year
(A declaration template can be downloaded at www.courts.qld.gov.au/Forms/General/QLdstatdec.pdf)

Right to Information and Information Privacy Access Application continued...page 3 of 3

7. Financial hardship

Concession card holders - If you hold a valid concession card, and you are seeking a waiver of processing and access charges, you must show the RTI officer your card (or **attach** a copy of the card to your application).

Note: Not all concession cards are accepted when applying for a waiver. Please contact the RTI officer to be sure your card qualifies.

Non-Profit organisations - If you have financial hardship status, you must provide the RTI officer with a copy of the notice from the Office of the Information Commissioner showing that financial hardship status has been granted.

Note: If you are a non-profit organisation and have sought financial hardship status under the RTI Act, do not submit this application until you have advice from the Office of the Information Commissioner about whether financial hardship status has been granted. If financial hardship status is granted, this status will remain current for one year from the date of the Information Commissioner's decision, unless there is a substantial improvement in your organisation's financial circumstances.

Declaration

Privacy Notice: In making this application, you are providing personal information such as name and contact details. This information will be used for the purpose of assessing your application and ensuring we are able to remain in contact with you regarding the status of your application. Your personal information will be accessed by persons who have been authorised to do so, including the decision maker in the agency to which your application relates. Your personal information is handled in accordance with the *Information Privacy Act 2009*.

I declare that:

- The information provided in this form is complete and correct
- I have read the privacy notice
- Where applicable, I have attached documents required for the purpose of this application (e.g. evidence of identity, authorisation to act on another person's behalf, evidence of financial hardship status)
- In the event I cannot attach any required copies of documents, I will provide them to the agency within **10 business days** of making this application
- I have included any relevant application fees (fees are based on the type of application, and are noted in section 1)

I understand that it is an offence to give misleading information about my identity, and that doing so may result in a decision to refuse to process my application.

Signature

s73

Date

13 / 10 / 2011

Office Use Only

Date received

RTI Ref / IP Ref

/ /

Application Fee Received No Yes Date / /

Satisfied as to Identity of Applicant No Yes Date / /

Identity Document Sighted No Yes Type

Receiving Officer (print name)

Decision Maker Assigned to Application (print name)



Insert here business stamp including ABN number

Ministerial Services

A 513462

Date: 19/10/11

RECEIVED by Cash/Cheque from Transfer of funds by Journal
() the sum of thirty nine dollars 00 cents

on account of the Queensland Government, for RTI 79/11 Office of the Premier
Documentation relating to Campbell Newman or
any LNP MP 13/10/11 Opposition

Signature: [Signature] Price Excluding GST: \$ 39.00
GST (if applicable): NIL CASH \$ 0.00
TOTAL PRICE INCLUDING GST: \$ 39.00

Cheques or other negotiable Instruments accepted subject to clearance



Office of the Premier

E-MAILED
21.10.11

Please quote: RTIP27
Your ref: 79/11

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 4500
Facsimile +61 7 3221 3631
Email ThePremier@premiers.qld.gov.au
Website www.thepremier.qld.gov.au

21 October 2011

s73

Office of the Leader of the Opposition
Parliament House, Alice Street
BRISBANE QLD 4000

Email: s73@opposition.qld.gov.au

Dear s73

ACKNOWLEDGMENT OF YOUR RIGHT TO INFORMATION (RTI) APPLICATION

I refer to your application dated 13 October 2011, received by the Office of the Premier on 20 October 2011, requesting access under the *Right to Information Act 2009 (Qld)* (the Act) to all documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament.

The date range of your application is from September 2007 to present (i.e. 20 October 2011 - the date we received your application).

In addition to the application fee, you may be required under section 60(1) of the Act to pay further charges in relation to processing your request. You will be provided with a Charges Estimate Notice if further charges are payable.

Please also note that if documents are released they may be included on the Department's Disclosure Log which is published on the Department of the Premier and Cabinet's website.

If you have any queries in relation to your application please contact me on telephone number (07) 3224 4500.

Yours sincerely

Nick Williams
Senior Policy Advisor



**Queensland
Government**

MEMO

TO: NICOLE

DATE: 28 October 2011

RE RTI Application from Opposition.

Nicole,

I just wanted to flag with you for your information my intentions in respect to RTIP27 which is an application from the Opposition requesting "all documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament".

The date range for their application was September 2007 to date of receipt of application.

The scope of the application does not fall within the remit of the RTI Act because the nature of the documents sought are neither documents of a Minister or documents of an Agency (see Part 2 S12 and S13 of the Act).

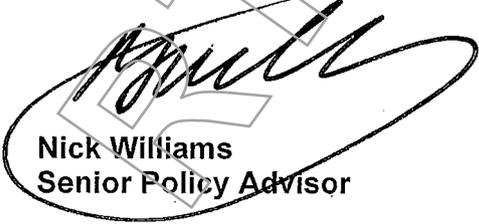
To qualify as a document of a Minister the document must relate to the affairs of an Agency. The nature of the documents sought, if they were to exist, have no bearing on any Government agency.

I have also sought the view of Christine Castley, the Executive Director of DPC who was responsible for the drafting of the RTI Act in 2009 who has confirmed the above reading of the Act with regards to this matter.

Rather than simply return the application and application fee, I am proposing to make a formal decision on this matter which will afford the applicant review rights and allow them procedural fairness.

RECOMMENDATION:

- That you note for information.



Nick Williams
Senior Policy Advisor



Office of the Premier

E-MAILED
18.11.11

Please quote: RTIP27
Your ref: 79/11

18 November 2011

s73

Office of the Leader of the Opposition
Parliament House, Alice Street
BRISBANE QLD 4000

Email: s73@opposition.qld.gov.au

Dear s73

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 4500
Facsimile +61 7 3221 3631
Email ThePremier@premiers.qld.gov.au
Website www.thepremier.qld.gov.au

YOUR RIGHT TO INFORMATION APPLICATION

I refer to your application dated 13 October 2011, received by the Office of the Premier on 20 October 2011, requesting access under the *Right to Information Act 2009 (Qld)* (the Act) to *all documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament.*

The date range of your application is from September 2007 to present (i.e. 20 October 2011 - the date we received your application).

Under section 23(1)(b) of the Act, a person has a right to be given access to 'documents of a Minister'.

A 'document of a Minister' is defined in Section 13 of the Act as follows:

"13 Meaning of a document of a Minister

In this Act, *document, of a Minister*, means a document, other than a document of an agency or a document to which this Act does not apply, in the possession, or under the control, of the Minister that relates to the affairs of an agency ..."

Section 14 of the Act defines the **Meaning of agency** as:

"(1) In this Act, an *agency* means-

- (a) a department; or
- (b) a local government; or
- (c) a public authority; or
- (d) a government owned corporation; or
- (e) a subsidiary of a government owned corporation.

...

"12 Meaning of a document of an agency

In this Act, *document, of an agency*, means a document, other than a document to which this Act does not apply, in the possession, or under the control, of the agency whether brought into existence or received in the agency ..."



**Queensland
Government**

The scope of your application does not fall within the remit of the Act because the nature of the documents sought are neither documents of a Minister nor documents of an Agency (as defined under sections 12, 13 and 14 of the Act). To qualify as a document of a Minister the document must relate to the affairs of an Agency.

The nature of the documents sought, if they were to exist, have no bearing on any Government agency. Materially, the type of documents you request concern party-political activities and would not be held in the Premier's official capacity as a Minister of the Crown.

Access decision

As the scope of your application requests documents that are clearly not 'documents of a Minister' for the purposes of the Act, these are not documents that I am able to make a decision on under the Act.

The date of my decision is **Friday, 18 November 2011**.

Review of Decision

If you are not satisfied with this decision, you can apply for internal review under section 80 of the Act. An application for internal review must be made to the Office of the Premier within **20 business days** after the day on which you receive this decision. The internal review will be undertaken by an officer more senior to the original decision maker.

Your application can be lodged by post, fax or email to the Office of the Premier, as follows:

Post: Chief of Staff, Office of the Premier
PO Box 15185, City East, Queensland 4002
Fax: 07 3237-1044
Email: erti@premiers.qld.gov.au

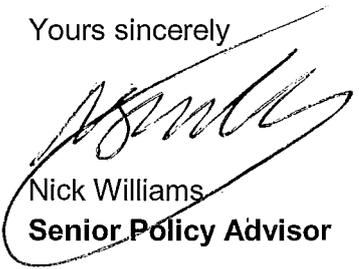
You do not, however, have to request an internal review to be eligible to apply for an external review by the Information Commissioner under section 85 of the Act. An external review application must be made to the Information Commissioner within **20 business days** from the day on which you receive this decision.

Your application can be lodged with the Information Commissioner in any of the following ways:

In person: Level 8, 160 Mary Street, Brisbane, Qld 4000
Post: PO Box 10143, Adelaide Street, Brisbane, Qld 4000
Fax: 07 3405-1122
Email: administration@oic.qld.gov.au
Online: <http://www.oic.qld.gov.au>

Please do not hesitate to contact me on (07) 3224 4808 if you have any queries regarding your request.

Yours sincerely



Nick Williams
Senior Policy Advisor



Insert here business stamp including ABN number

Ministerial Services

A 513462

Date: 19/10/11

RECEIVED by Cash/Cheque from Transfer of Funds by Journal
(Insert here name of drawer of cheque) the sum of thirty nine
00 dollars 00 cents

on account of the Queensland Government, for RTI 29/11 office of the Premier
Documentation relating to Campbell Newman or
any LNP MP 15/10/11 Opposition

Signature: [Signature]
Cheques or other negotiable Instruments accepted subject to clearance

Price Excluding GST:	\$	39.00
GST (if applicable):	\$	
TOTAL PRICE INCLUDING GST:	\$	39.00

NIL CASH

RTI 29/11

Right to Information and Information Privacy Access Application



Right to Information Act 2009 (section 24)

Information Privacy Act 2009 (section 43)

Please read the following information carefully before proceeding with your application

It is recommended that you contact the RTI officer in the relevant agency for assistance and advice before completing and submitting this application form.

The information you are seeking may be already available online, for purchase or by request.

Online – a search of the relevant agency websites may locate the information you are seeking.

For purchase – agencies may offer documents for purchase (for example: birth certificates, transcripts of proceedings, spatial statistics).

By request – agencies may administratively release a range of information upon request.

If you do wish to make a formal application to access documents under the *Right to Information (RTI) Act 2009* or the *Information Privacy (IP) Act 2009*, this is the approved application form to apply to Queensland government departments, Ministers, local governments, government-owned corporations and public authorities (including universities). The completed application form should be submitted directly to the relevant agency and marked to the attention of the RTI officer. Online applications can be made to Queensland government departments and Ministers via www.rti.qld.gov.au.

Applications requesting access to non-personal information or a combination of personal and non-personal information are made under the RTI Act. There is an application fee of \$38 and processing and access charges may be payable.

Applications requesting access to personal information only are made under the IP Act. There is no application fee or processing charges for access to personal information only, however access charges may be payable. You will be required to provide evidence of your identity.

Note: If your application seeks access to personal information of someone other than yourself (except where you are authorised to act on that person's behalf) or where you are also seeking access to documents that are considered non-personal, your application will be dealt with under the RTI Act. You will be advised by the RTI officer if this is the case, and you will be required to pay the RTI application fee. If in doubt, contact the RTI officer of the agency to which you are applying.

Note: Denotes Mandatory field

Contact Details

You are required to supply your name and an address for correspondence. Additional contact details will help us to deal with your application, and to correspond with you in the manner you prefer. If you are applying on behalf of another person, please complete this section with your contact details.

Title (e.g. Mr, Mrs, Ms, Miss)	Given name/s	Family name
s73	s73	s73

Organisation / Company name (complete if you are making this application on behalf of an organisation or company)

Office of the Leader of the Opposition

Postal address

Parliament House, Alice Street

BRISBANE QLD Postcode 4000

Preferred method of contact (tick one option then fill out related field below. Please include country code and area code, where appropriate.)

Phone Fax Mobile Email Post

(07) 3406 7983

s73 @opposition.qld.gov.au

Application Details

1. Which description most closely describes your application for access?

- I am seeking access to documents that are non-personal in nature
\$38.00 application fee payable
- I am seeking access to documents that contain personal information only either in relation to myself or on behalf of another person
No application fee
- I am seeking access to documents that contain personal information either in relation to myself or on behalf of another person and may contain the personal information of someone else and / or non-personal information
\$38.00 application fee payable

2. Are you seeking access to information on someone's behalf?

No

Yes Family name Given name/s

Please attach proof of your authorisation to act on the person's behalf, such as legal documentation in support of your authority (for example: a client agreement if you are a solicitor) or written authorisation from the person concerned.

Right to Information and Information Privacy Access Application continued...page 2 of 3

3. Which agency/s are you applying to? (Note: Applications are per agency and each application will incur a separate application fee)

Office of the Premier

4. Particular details:

Please provide specific and detailed information about the documents you are seeking, as this will help us process your application.

a. The subject matter of the documents you are seeking (e.g. the planning process for the Letter Z Program)

All documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament

b. The type of documents (e.g. internal memos, emails)

All documents

c. The time period / date range you would like us to search within (e.g. September 2008 - June 2009)

September 2007 to present

d. Relevant document reference numbers (if known)

e. Where you think the documents may be located (e.g. facility, business area, unit, person)

f. Any other details you believe will assist us in dealing with your application

Please respond to this application using the following reference number: 79/11

5. Preferred access type (tick one):

Note: Your preferred access type may not be available. If you choose to access documents by email, CD, DVD or inspection, there will be no charge for this access.

Inspect document/s

Photocopy of document/s

Document/s sent to me by email

Copy of the document/s on DVD

Copy of the document/s on CD

Note: Information that is not personal to the applicant released following an application under the RTI Act may be published in an online disclosure log. A disclosure log would usually contain a summary of the RTI application as well as the relevant documents (either in full or in part) or details of how the documents may be accessed.

6. Evidence of identity

If you are seeking access to documents that contain personal information either in relation to you or on behalf of another person, you must provide evidence of your identity with this application or within 10 business days of making this application in order for your application to be processed. If you are seeking documents on someone's behalf, both parties must provide evidence of their identities. (If you are not seeking any personal information, you are not required to provide evidence of your identity.)

Applying:

by post - Attach a **certified copy** of your identification document to this application form.

In person - Produce the original identification document for the RTI officer to sight.

by email or fax - Provide a **certified copy** of the identification document to the relevant agency to which you are applying for information. (A certified copy is considered valid if it is witnessed by a lawyer or notary public, a commissioner for declarations or a justice of the peace.)

Note: Documents that provide sufficient evidence of identity include:

- Current driver's licence
- Identifying page of current passport
- Birth certificate
- Copy of a prisoner's identity card certified by a corrective services officer
- Statutory declaration of an individual who has known the applicant for at least one year
(A declaration template can be downloaded at www.courts.qld.gov.au/Forms/General/Qldstatdec.pdf)

Right to Information and Information Privacy Access Application continued...page 3 of 3

7. Financial hardship

Concession card holders - If you hold a valid concession card, and you are seeking a waiver of processing and access charges, you must show the RTI officer your card (or **attach** a copy of the card to your application).

Note: Not all concession cards are accepted when applying for a waiver. Please contact the RTI officer to be sure your card qualifies.

Non-Profit organisations - If you have financial hardship status, you must provide the RTI officer with a copy of the notice from the Office of the Information Commissioner showing that financial hardship status has been granted.

Note: If you are a non-profit organisation and have sought financial hardship status under the RTI Act, do not submit this application until you have advice from the Office of the Information Commissioner about whether financial hardship status has been granted. If financial hardship status is granted, this status will remain current for one year from the date of the Information Commissioner's decision, unless there is a substantial improvement in your organisation's financial circumstances.

Declaration

Privacy Notice: In making this application, you are providing personal information such as name and contact details. This information will be used for the purpose of assessing your application and ensuring we are able to remain in contact with you regarding the status of your application. Your personal information will be accessed by persons who have been authorised to do so, including the decision maker in the agency to which your application relates. Your personal information is handled in accordance with the *Information Privacy Act 2009*.

I declare that:

- The information provided in this form is complete and correct
- I have read the privacy notice
- Where applicable, I have attached documents required for the purpose of this application (e.g. evidence of identity, authorisation to act on another person's behalf, evidence of financial hardship status)
- In the event I cannot attach any required copies of documents, I will provide them to the agency within **10 business days** of making this application
- I have included any relevant application fees (fees are based on the type of application, and are noted in section 1)

I understand that it is an offence to give misleading information about my identity, and that doing so may result in a decision to refuse to process my application.

Signature

s73

Date

13 / 10 / 2011

Office Use Only

Date received	RTI Ref./IP Ref			
Application Fee Received	No <input type="checkbox"/> Yes <input checked="" type="checkbox"/>	Date	/	/
Satisfied as to Identity of Applicant	No <input type="checkbox"/> Yes <input type="checkbox"/>	Date	/	/
Identity Document Sighted	No <input type="checkbox"/> Yes <input checked="" type="checkbox"/>	Type		
Receiving Officer (print name)		Decision Maker Assigned to Application (print name)		

Please quote: RTIP27

Your ref: 79/11

21 October 2011

s73

Office of the Leader of the Opposition
Parliament House, Alice Street
BRISBANE QLD 4000

Email: s73@opposition.qld.gov.au

Dear s73

ACKNOWLEDGMENT OF YOUR RIGHT TO INFORMATION (RTI) APPLICATION

I refer to your application dated 13 October 2011, received by the Office of the Premier on 20 October 2011, requesting access under the *Right to Information Act 2009 (Qld)* (the Act) to *all documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament.*

The date range of your application is from September 2007 to present (i.e. 20 October 2011 - the date we received your application).

In addition to the application fee, you may be required under section 60(1) of the Act to pay further charges in relation to processing your request. You will be provided with a Charges Estimate Notice if further charges are payable.

Please also note that if documents are released they may be included on the Department's Disclosure Log which is published on the Department of the Premier and Cabinet's website.

If you have any queries in relation to your application please contact me on telephone number (07) 3224 4500.

Yours sincerely

Nick Williams
Senior Policy Advisor



Office of the Premier

Please quote: RTIP27
Your ref: 79/11

21 October 2011

s73

Office of the Leader of the Opposition
Parliament House, Alice Street
BRISBANE QLD 4000

Email: s73@opposition.qld.gov.au

Dear s73

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 4500
Facsimile +61 7 3221 3631
Email ThePremier@premiers.qld.gov.au
Website www.thepremier.qld.gov.au

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If you have any queries in relation to your application please contact me on telephone number (07) 3224 4500.

Yours sincerely


Nick Williams
Senior Policy Advisor



Queensland
Government

Please quote: RTIP27

Your ref: 79/11

18 November 2011

s73

Office of the Leader of the Opposition
Parliament House, Alice Street
BRISBANE QLD 4000

Email: s73@opposition.qld.gov.au

Dear s73

YOUR RIGHT TO INFORMATION APPLICATION

I refer to your application dated 13 October 2011, received by the Office of the Premier on 20 October 2011, requesting access under the *Right to Information Act 2009* (Qld) (the Act) to *all documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament.*

The date range of your application is from September 2007 to present (i.e. 20 October 2011 - the date we received your application).

Under section 23(1)(b) of the Act, a person has a right to be given access to 'documents of a Minister'.

A 'document of a Minister' is defined in Section 13 of the Act as follows:

"13 **Meaning of a document of a Minister**

In this Act, *document, of a Minister*, means a document, other than a document of an agency or a document to which this Act does not apply, in the possession, or under the control, of the Minister that relates to the affairs of an agency ..."

Section 14 of the Act defines the **Meaning of agency** as:

- "(1) In this Act, an *agency* means-
- (a) a department; or
 - (b) a local government; or
 - (c) a public authority; or
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The scope of your application does not fall within the remit of the Act because the nature of the documents sought are neither documents of a Minister nor documents of an Agency (as defined under sections 12, 13 and 14 of the Act). To qualify as a document of a Minister the document must relate to the affairs of an Agency.

The nature of the documents sought, if they were to exist, have no bearing on any Government agency. Materially, the type of documents you request concern party-political activities and would not be held in the Premier's official capacity as a Minister of the Crown.

Access decision

As the scope of your application requests documents that are clearly not 'documents of a Minister' for the purposes of the Act, these are not documents that I am able to make a decision on under the Act.

The date of my decision is **Friday, 18 November 2011**.

Review of Decision

If you are not satisfied with this decision, you can apply for internal review under section 80 of the Act. An application for internal review must be made to the Office of the Premier within **20 business days** after the day on which you receive this decision. The internal review will be undertaken by an officer more senior to the original decision maker.

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Post: Chief of Staff, Office of the Premier
PO Box 15185, City East, Queensland 4002
Fax: 07 3237-1044
Email: erti@premiers.qld.gov.au

You do not, however, have to request an internal review to be eligible to apply for an external review by the Information Commissioner under section 85 of the Act. An external review application must be made to the Information Commissioner within **20 business days** from the day on which you receive this decision.

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Please do not hesitate to contact me on (07) 3224 4808 if you have any queries regarding your request.

Yours sincerely

Nick Williams
Senior Policy Advisor



Office of the Premier

Please quote: RTIP27
Your ref: 79/11

18 November 2011

s73

Office of the Leader of the Opposition
Parliament House, Alice Street
BRISBANE QLD 4000

Email: s73@opposition.qld.gov.au

Dear s73

Executive Building
100 George Street Brisbane
PO Box 15185 City East
Queensland 4002 Australia
Telephone +61 7 3224 4500
Facsimile +61 7 3221 3631
Email: ThePremier@premiers.qld.gov.au
Website: www.thepremier.qld.gov.au

YOUR RIGHT TO INFORMATION APPLICATION

I refer to your application dated 13 October 2011, received by the Office of the Premier on 20 October 2011, requesting access under the *Right to Information Act 2009 (Qld)* (the Act) to *all documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament.*

The date range of your application is from September 2007 to present (i.e. 20 October 2011 - the date we received your application).

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Queensland
Government

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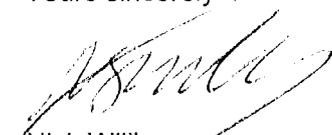
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Yours sincerely



Nick Williams
Senior Policy Advisor

Ashleigh Edwards

From: Sarah Partosh
Sent: Monday, 21 November 2011 3:47 PM
To: 's73' <[redacted]@opposition.qld.gov.au>
Subject: RTI Application
Attachments: Signed decision letter to [redacted] Office of the Leader of the Opposition
RTIP27.pdf

Sensitivity: Confidential

Dear [redacted]

On behalf of the Office of the Premier, please find attached the decision letter for your RTI Application (ref: RTIP27, your ref: 79/11) concerning *documents containing biographical, financial or personal information about Campbell Newman or any LNP Member of Parliament.*

Kind Regards

Sarah Partosh
Policy Officer (Right to Information)
Right to Information and Privacy Unit
Constitutional and Administrative Law Services
Department of the Premier and Cabinet
Ph: +61 7 3225 8803 (ext. 58803)
Fax: +61 7 3237 1044
Sarah.Partosh@premiers.qld.gov.au
Tomorrow's Queensland. strong. green, smart, healthy and fair
www.towardQ2.qld.gov.au





Office of the Premier

Please quote: RTIP27
Your ref: 79/11

18 November 2011

s73

Office of the Leader of the Opposition
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Email: s73@opposition.qld.gov.au

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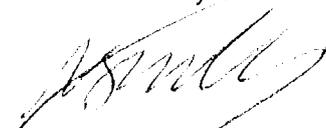
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