

1991

THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

FREEDOM OF INFORMATION REGULATIONS

EXPLANATORY MEMORANDUM

Circulated by authority of the Deputy Chief Minister

Mr Bernard Collaery MLA

FREEDOM OF INFORMATION REGULATIONS

The Freedom of Information Regulations extend the jurisdiction of the Freedom of Information Act 1989 to include ACTTAB Limited. ACTTAB Limited is a government owned company which provides totalizator betting services in the ACT.

These Regulations make ACTTAB Limited a prescribed authority for the purposes of the Freedom of Information Act. However, consistent with the practice at the Commonwealth level, these Regulations specify that any documents associated with the competitive commercial activities of ACTTAB Limited are exempt from the operations of the Act.

Details of the Regulations are listed below.

Citation

Clause 1 cites the Regulations as the Freedom of Information Regulations.

Prescribed authorities

Clause 2 declares that a body specified in Schedule 1 of these Regulations is to be considered a prescribed authority for the purposes of the Freedom of Information Act 1989. Paragraph (b) of subsection 4(1) of this Act defines a 'prescribed authority' as any other body, incorporated or unincorporated, which is declared by the Regulations to be a prescribed authority. These Regulations specify under Schedule 1 that ACTTAB Limited is to be considered such an authority for the purposes of the Freedom of Information Act 1989.

Exemption of agencies in relation to documents

Clause 3 allows for agencies identified under Schedule 2 of the Regulations to be exempt from the operations of the Freedom of Information Act 1989 as specified by this Schedule. For the purposes of these Regulations, ACTTAB Limited is exempted from the operations of the Act in relation to documents associated with its competitive commercial activities.