



**ACT**  
Government

Justice and Community Safety

Trim Reference: FOI:2015/00062

FlynnFlan

Email: [foi+request-1309-9965cca6@righttoknow.org.au](mailto:foi+request-1309-9965cca6@righttoknow.org.au)

Dear FlynnFlan

### **FREEDOM OF INFORMATION REQUEST**

I refer to your application received by the Justice and Community Safety Directorate on 11 October 2015, in which you sought access, under the *Freedom of Information Act 1989* (the Act), to the following:

- 1) *Where can I find regulations related to listing of movie tickets and snack prices in movie theatres in the ACT?*
- 2) *In the ACT, are movie theatres required to display tickets and snack prices conspicuously behind sales counters on the wall, or anywhere else, before a consumer reaches the sales counter?*
- 3) *If such a requirement as in item 2 above does not exist, has your Directorate considered this matter or have any plans on developing such a requirement?*

I am the officer authorised under section 22 of the Act to make a decision in relation to your request.

Although the Act facilitates the objective of public access to documentation, the release of information is subject to a number of exceptions. In this instance, the Directorate is unable to process your request at points one and two above in accordance with section 11 of the Act. The reasons for this decision are as follows:

#### **Section 11 Pt 3 not to apply to certain documents**

Section 11 provides that:

- (1) *A person is not entitled to obtain access under this part to –*
  - (a) *a document that is open to public access, as part of a public register or otherwise, in accordance with another enactment, where that access is subject to a fee or other charge.*

Movies theatres operating in the ACT are subject to the conditions of the *Fair Trading (Australian Consumer Law) Act 1992*. The Act and associated instruments can be found on the ACT Legislation Register at: <http://www.legislation.act.gov.au/a/1992-72/default.asp>

With respect to your request at point three above, I can advise that that there is no work currently underway to review the requirements specified in your request and we are therefore unable to supply any documentation on this under FOI.

You have a right to seek a review of this decision under section 59 of the Act. You have 28 days from the date of this letter, or such other period as the Director-General permits, to seek a review. This right of review extends to a review of the adequacy of the search for documents undertaken by the Directorate. If you wish to seek a review you should write to:

The Director-General  
ACT Justice and Community Safety Directorate  
C/- Freedom of Information Officer  
GPO Box 158  
CANBERRA ACT 2601

You also have the right to contact the Ombudsman regarding the processing of your request. If you wish to discuss this matter with the Ombudsman you should write to:

The Ombudsman  
GPO Box 442  
CANBERRA ACT 2601

Should you have any queries in relation to your request please feel free to contact the Freedom of Information Coordinator, Ms Lauren Callow on (02) 6207 2167.

Yours sincerely



Ms Julie Field  
Executive Director  
Legislation, Policy and Programs

30 October 2015