



27 March 2000

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Telephone: 3224 8736  
Reference: 13-0-0-00 [ms03022]

Gary Fenlon MLA  
Chair - Legal, Constitutional and Administrative Review Committee  
Parliament House George Street  
BRISBANE QLD 4000

Dear Mr Fenlon

**Review of the Freedom of Information Act 1992 (Qld)**

Thank you for the copy of the Legal, Constitutional and Administrative Review Committee Discussion Paper No 1 with respect to Freedom of Information in Queensland.

The Corporation reiterates its view that the existing operation of the Act is effective.

However, with respect to the section of the discussion paper on government owned corporations, it is the Corporation's view that application of freedom of information legislation to a GOC can only be justified on the basis of accountability of shareholding Ministers as elected representatives.

As a theoretical point, the Corporation believes that freedom of information legislation should capture only government correspondence with GOCs and GOC responses with respect to the executive functions of government (as opposed to commercial operations of the GOC). Arguments advanced on page 22 of the Discussion Paper that GOCs are publicly funded are simply wrong (in fact, by providing commercial returns, GOCs fund the public).

In summary, in response to the discussion points on page 23, it is the Corporation's view that GOCs should be prima facie excluded from the application of the FOIQ, and included only so far as noted above.

Enquiries in this matter should be directed to Paul Blewonski, Manager Corporate Strategy, on 3224 8736.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Derek G. Andrews'.

Derek G. Andrews  
Chief Executive Officer