

Open Government, Information and Privacy

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A tale of a fixated applicant

Identifying the behaviours

- Excessive, repetitious emails (escalating to cc'ing in other parties including s 14, cls 1(f), 2(d) and 3(f) [REDACTED] MPs/Attorney General)
- Use of language staff perceive as harassing/threatening or offensive (font changes/capitalisation/underlining) – s 14, cls 1(f), 2(d), 3(a), 3(b) and 3(f) [REDACTED]
- Demands for face to face meetings
s 14, cls 1(f), 2(d), 3(a), 3(b) and 3(f) [REDACTED]

Identifying the behaviours

- ▼ Unreasonable time frames and unreasonable requests (eg demanding a response by 4pm or they will complaint to Ombudsman)

s 14, cls 1(f), 2(d) and 3(f)

- ▼ Manipulation-

s 14, cls 1(f), 2(d) and 3(f)

- ▼ Allegations of serious misconduct for simple/small administrative errors

s 14, cls 1(f), 2(d) and 3(f)

Work Health and Safety Act 2011

Section 19 – Primary duty of care

- (1) A person conducting a business or undertaking must ensure, so far as is reasonably practicable, the health and safety of—
 - ▼ (a) workers engaged, or caused to be engaged by the person, and
 - ▼ (b) workers whose activities in carrying out work are influenced or directed by the person,
 - ▼ while the workers are at work in the business or undertaking.

Our strategies so far?

s 14, cls 1(f), 2(d) and 3(f)

Assessing the risk

Risk Matrix

Likelihood		Very Likely	Likely	Unlikely	Highly Unlikely
Consequences	Fatality	High	High	High	Medium
	Major Injuries	High	High	Medium	Medium
	Minor Injuries	High	Medium	Medium	Low
	Negligible Injuries	Medium	Medium	Low	Low

Our strategies so far?

s 14, cls 1(f), 2(d) and 3(f)

Our strategies so far?

- ▼ NSW Police Force if appropriate
- ▼ If no need to respond, don't

s 14, cls 1(f), 2(d), 3(a), 3(b) and 3(f)

- ▼ Seek costs if possible
- ▼ Keep excellent records

He poses a strategic problem

s 14, cls 1(f), 2(d) and 3(f)

- ▼ He is exercising his legal right to request information or make a complaint

s 14, cls 1(f), 2(d) and 3(f)



Light at the end of the tunnel

- Section 110 of the GIPA Act
- Collaboration with other agencies
- Explore seeking costs?



Questions or ideas?

- Email me if you do