



Mr Tom Kiat  
APANSW  
By email

TRIM File: GIPA 20/811  
Document: D20/24870  
Your ref :

Dear Tom

### **Your request for information**

I refer to your application for informal access to information under section 8 of the GIPA Act. In your application, you requested that we provide you with access to the following information:

*“How many claims have been filed suing NSW Ambulance as the Defendant or joint Defendant, based on the alleged negligence of NSW Ambulance employees in the performance of their clinical duties, in each of the last 3 financial years i.e. FYs 2018, 2019 and 2020.”*

### **How access to information is provided**

Access to information held by NSW Ambulance is governed by the *Government Information (Public Access) Act 2009* (GIPA Act). In accordance with the Act your request was treated as an informal request to access information under section 8 of the GIPA Act.

In dealing with your informal request I considered:

- The information you sought and whether an overriding public interest may prevent release or whether it contained someone else's personal information.
- Whether the imposition of reasonable conditions would assist the release of the information.
- The resources and time that would be required to search for and retrieve the information.
- How the information could be supplied to you and whether it could be presented in a form that would provide you with access without affecting the interests of others.

### **Searches for information**

Reasonable searches for the government information were conducted. A request to identify relevant information within the scope of the request was made to the NSW Ambulance Claims and Litigation team. The NSW Ambulance Claims and Litigation team obtained the information from icare (Insurance for NSW) which involved icare conducting searches for the information on their database. Following this, NSW Ambulance Claims and Litigation undertook an assessment of the information and consulted with icare in order to verify its accuracy. The total estimated time it took for these processes, including the drafting of this notice of decision, was in excess of seven hours.

In future, requests for claims or insurance related information relating to NSW Ambulance, particularly where complying with the request requires four hours or more of processing time, should be by way of formal access application under the GIPA Act lodged with icare as holder of the information.

Please see section below in relation to future applications for NSW Ambulance claims or insurance related information.

### **Third party consultation**

NSW Ambulance was required to consult with icare in relation to the information requested. No objections were raised by icare.

## Decision

Following my consideration of your request please find below information falling within the scope of your application. The information has been released as there is no overriding public interest against disclosure of this information.

FY	Count
FY 17-18	19
FY 18-19	23
FY 19-20	8
<b>Grand Total</b>	<b>50</b>

Please find **attached** IPC Fact Sheet Your right to access government information in NSW. This is also available on the IPC website at <https://www.ipc.nsw.gov.au/information-access/information-access-resources-public-sector-agencies/fact-sheets-guidelines-and-other-resources>.

## Review rights

Please note that as this decision relates to an informal request for information it cannot be reviewed. If you have any questions, please contact me by email on [AMBULANCE-RightToInformation-GIPA@health.nsw.gov.au](mailto:AMBULANCE-RightToInformation-GIPA@health.nsw.gov.au)

## Future applications for NSWIA claims or insurance information

Please be advised that any future applications for claims information should be by way of a formal application under the GIPA Act to icare as holder of the claims information. I am advised that formal requests for information under the GIPA Act are to be made by way of a form and \$30 application fee to Government Information (Public Access) Officer, icare, GPO GOX 4052 Sydney NSW 2001.

Please contact the GIPA officer via [gipa@icare.nsw.gov.au](mailto:gipa@icare.nsw.gov.au) or visit the following website for further information <https://www.icare.nsw.gov.au/right-to-information#gref>

Yours sincerely

*Keith Koh*

Keith Koh  
**Rights to Information Officer**