



**ACT**  
Government

Environment, Planning and  
Sustainable Development

Phone: 6207 1923  
Reference: 20/09471

Dear [REDACTED]

**Freedom of information request: 20/09471**

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by the Suburban Land Agency and forwarded to the Environment, Planning and Sustainable Development Directorate (EPSDD) on 25 February 2020, in which you sought access to information relating to Draft Variations to the Territory Plan 369 and 369 relating to Block 2 Section 3 Coombs (the land).

As confirmed by you on 6 March 2020, you are seeking:

*Records relating to the land at Block 2, Section 3, Coombs for the period of 1 January 2019 – 25 February 2020 on the following files:*

- 2018/02023 – File for Draft variation 368 (City and Gateway)
- 2019/27516 – File for DV 369 (Living Infrastructure in Residential Zones)

I am an Information Officer appointed under section 18 of the Act to deal with access applications made under Part 5 of the Act.

EPSDD is required to decide your application on or by 25 March 2020.

**Searches conducted**

Comprehensive searches were conducted for documents relevant to your initial application by the Suburban Land Agency and EPSDD, particularly the Planning Land and Building Division. Draft Variation files are managed by EPSDD and therefore your application has been managed by EPSDD.

All searches were undertaken using the information you provided, including additional Directorate searches conducted by the Information Knowledge Management Team for documents associated with Block 2 Section 3 Coombs (the land). These searches included documents held in the Draft Variation (DV) files for DV 368 and DV 369 (EPSDD files 2018/02023 and 2019/27516) for information specifically identifying Block 2, Section 3 Coombs (the land).

### **Decision on Access**

No records were found on files 2018/02023 and 2019/27516 that specifically identified the 'land' at Block 2, Section 3, Coombs for the period of 1 January 2019 – 25 February 2020.

Accordingly, I am satisfied that appropriate and thorough searches were completed, and no documents were located relevant to the scope of your request. I have therefore decided, under section 35(1)(b) of the Act, that no documents relevant to your application are held by EPSDD.

### **Charges**

Processing charges are not applicable for this request, in accordance with section 107 of the Act.

### **Online publication**

Under section 28 of the Act, EPSDD maintains an online record of access applications called a disclosure log. Your original access application and my decision in response to your access application will be published in the EPSDD disclosure log from three to ten days after you are provided this decision. Your personal contact details will not be published.

You may view the EPSDD's disclosure log at:

<http://www.environment.act.gov.au/about/access-government-information/disclosure-log>.

### **Ombudsman review**

My decision on your access request is a reviewable decision as identified in Schedule 3 of the Act. You have the right to seek Ombudsman review of this outcome under section 73 of the Act within 20 working days from the day that my decision is published in the disclosure log, or a longer period allowed by the Ombudsman.

For more information and the application form for Ombudsman review, please visit:

[https://www.ombudsman.act.gov.au/\\_data/assets/pdf\\_file/0026/79190/Apply-for-Ombudsman-review.pdf](https://www.ombudsman.act.gov.au/_data/assets/pdf_file/0026/79190/Apply-for-Ombudsman-review.pdf)

Alternatively, you may write to the Ombudsman at:

The ACT Ombudsman  
GPO Box 442  
CANBERRA ACT 2601

Via email: [actfoi@ombudsman.gov.au](mailto:actfoi@ombudsman.gov.au)

### **ACT Civil and Administrative Tribunal (ACAT) review**

Under section 84 of the Act, if a decision is made under section 82(1) on an Ombudsman review, you may apply to the ACAT for review of the Ombudsman decision.

Further information may be obtained from the ACAT at:

ACT Civil and Administrative Tribunal  
Level 4, 1 Moore St  
GPO Box 370  
Canberra City ACT 2601

Telephone: (02) 6207 1740  
<http://www.acat.act.gov.au/>

**Further information**

If you have any queries concerning the Directorate's processing of your request, or would like further information, please contact EPSDD Customer Service on (02) 6207 1923 and ask for the FOI team, or email to [EPSDFOI@act.gov.au](mailto:EPSDFOI@act.gov.au)

The FOI team is available to assist with information access requests and I encourage you to contact them should you wish to submit a subsequent application.

Yours sincerely



Lesley Cameron  
Information Officer  
Environment, Planning and Sustainable Development Directorate

 March 2020

