



ACT
Government

Environment, Planning and
Sustainable Development

Phone: (02) 6207 1923
Reference: 22/158603

Dear [REDACTED]

Decision on Freedom of Information Access Application 22/158603

I refer to your application made under section 30 of the *Freedom of Information Act 2016* (the Act) received by the Environment, Planning and Sustainable Development Directorate (EPSDD) on 1 December 2022.

Specifically, you are seeking:

"... copies of any plans, drawings, reports, development applications, approvals, maintenance records, correspondence and file notes held by you in relation to building and/or renovation work at Whyalla Street, Fyshwick, ACT 2609 from 2000 to about 2009."

Your application was partially transferred under section 58 of the Act, to Chief Minister, Treasury and Economic Development Directorate (CMTEDD) as some information within scope of your application may be held on the building file.

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 must make a decision on your application on or by 3 January 2023.

Searches Conducted

Comprehensive searches were conducted by EPSDD for documents relevant to your application. The searches were conducted using the information you provided, and included additional searches of the Electronic Document and Records Management System used by EPSDD. However, no relevant documentation containing information relevant to your application was identified.

Decision on Access

Searches conducted have not identified any information specific to the scope of your application. I am satisfied that a thorough process was completed in an effort to locate the information you are seeking. I have therefore decided, under section 35(1)(b) of the Act, that no documents are held by EPSDD that are relevant to your application.

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 this decision will be published in the EPSDD disclosure log no earlier than three days after you receive this decision. Your personal contact details will not be published.

You may view the EPSDD disclosure log at

<https://www.environment.act.gov.au/about-us/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

Alternatively, you may write to the Ombudsman at:

The ACT Ombudsman
GPO Box 442
CANBERRA ACT 2601

Via email: 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.

Yours sincerely



/s/George Cilliers

Information Officer

Executive Group Manager, Statutory Planning

Environment, Planning and Sustainable Development Directorate

3 January 2023