



Dear [REDACTED]

Freedom of Information request – Notice of Decision

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by the Suburban Land Agency (the Agency) on 8 July 2020, in which you sought access to information relating to the inclusion lists for Taylor Superlot 1.

Specifically, you are seeking:

For all blocks included in the Project Delivery Agreement Taylor Superlot 1.

Section 4.2 In relation to each Affordable Housing dwelling in the Superlot, the Developer must provide to the LDA within 15 Business Days of:

- (a) an Affordable Dwelling Contract between the Developer and an Eligible Buyer being*
 - (i) the front page of the signed Affordable Dwelling Contract;*
 - (ii) an original Eligible Buyer Declaration made by the Eligible Buyer; and*
 - (iii) a copy of the inclusions list from the Affordable Dwelling Contract which is signed by the Developer and which includes, as a minimum, the inclusions described in the Finishes and Inclusions Schedule;*

So the builder would have submitted (i), (ii) and (iii). I am only interested in (iii).

I am an Information Officer appointed under section 18 of the Act to deal with access applications made under Part 5 of the Act. The Agency is required to provide a decision on your access application in accordance with Section 40 of the Act, on or by 26 August 2020.

As notified to you on 30 July 2020 relevant third-party information was identified, and in accordance with section 38 of the Act, consultation was undertaken thereby extending the due date by an additional 15 working days.

Decision on Access

Searches conducted identified identical documents, therefore one copy is listed in the documents schedule at **Attachment A**. Document schedules provide descriptions of each document that falls within scope of an application and the access decision for each of those documents.

I have decided to grant full access to the relevant document, and it is enclosed with this letter at **Attachment B**.

The third-party consulted did not raise any objection to the release of the document.



Charges

No charges are applicable for this application as the number of pages is below the threshold, as outlined in *Freedom of Information (Fees) Determination 2018*.

Online publication

Under section 28 of the Act, EPSDD maintains an online record of access applications on behalf of the Agency called a disclosure log. Under the Open Access Information Scheme, documents associated with access applications are published on the disclosure log no earlier than three days after a decision on access is provided to the applicant.

You may view the 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

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/>



ACT
Government

Suburban Land
Agency

Further information

If you have any queries concerning the 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



Nicholas Holt
Information Officer
Suburban Land Agency

26 August 2020