



**ACT**  
Government

Environment, Planning and  
Sustainable Development

Phone: 6207 1923  
Reference: 18/30473

[REDACTED]

By email: [REDACTED]

Dear [REDACTED]

**Freedom of information request: 18/30473**

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by the Environment, Planning and Sustainable Development Directorate (EPSDD) on 1 November 2018, in which you sought access to documents relating to blocks 5, 12, 14, 17, 23, 29 and 53 section 346 Kambah.

I note that you have subsequently advised the Directorate's FOI team that you are specifically seeking access to:

1. *Final valuations and property reports on the blocks 17 and 53 section 346 KAMBAH;*
2. *Final design and approval documents relating to 'parking, noise, fumes, location storage and disposal of trade waste' relating or adjacent to blocks 17 and 53 section 346 KAMBAH;*
3. *Final design and approval documents relating to loading zone relating or adjacent to blocks 5, 12, 14, 17, 23, 29 and 53 section 346 KAMBAH as identified in DA 201834203;*
4. *All the requested documents outlined above covering the period of 4 January 2018 to 12 October 2018.*

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 make a decision on your access application by 29 November 2018.

**Decision on access**

EPSDD staff have conducted extensive searches to identify any documentation in relation to your request; no relevant documents falling within the scope of your request were identified. The searches were conducted using the information you provided.

I am satisfied that appropriate searches were completed and, on the information available to me, there are no documents requiring my assessment and decision on release.

**1. Final valuations and property reports on the blocks 17 and 53 section 346 KAMBAH**

No final valuations or property reports for the blocks 17 and 53 section 346 KAMBAH have been identified.

2. Final design and approval documents relating to 'parking, noise, fumes, location storage and disposal of trade waste' relating or adjacent to blocks 17 and 53 section 346 KAMBAH

Searches have concluded that there are no relevant documents that are falling within the scope of this point of your request. However, there are publicly notified documents for the development application DA 201834202, which might be of interest to you. DA 201834202 was approved on 4 September 2018 for variation to the Crown lease for block 5 section 346 KAMBAH.

3. Final design and approval documents relating to loading zone relating or adjacent to blocks 5, 12, 14, 17, 23, 29 and 53 section 346 KAMBAH as identified in DA 201834203

As development application DA 201834203 is currently under assessment, there are no final design and approval documents.

If you would like to access to the publicly notifiable plans and supporting documents for DA 201834202 or DA 201834203, please contact [epsdfoi@act.gov.au](mailto:epsdfoi@act.gov.au).

Master Plan KAMBAH

I have been advised that you raised concerns surrounding the development of the abovementioned blocks not adhering to the Kambah Master Plan.

I note that the FOI team, in consultation with Strategic Planning (the area responsible for master planning), had advised you that Master Plans are high-level plans intended to set out objectives and strategies to manage development and change over time for a particular area. As being *guiding* rather than *mandatory* plans, Master Plans are generally designed to set out how a particular area can (as opposed to will) develop and redevelop into the future.

I also note that in correspondence to you, the FOI team have provided the below weblinks concerning the Kambah Master Plan and offered to arrange for a direct discussion between you and a Senior Urban Planner/Designer.

- The Kambah Master Plan is available on EPSDD's website via this link: [https://www.planning.act.gov.au/data/assets/pdf\\_file/0011/894935/2012\\_Kambah\\_MP.pdf](https://www.planning.act.gov.au/data/assets/pdf_file/0011/894935/2012_Kambah_MP.pdf).
- Other information regarding the Kambah Master Plan is available on EPSDD's website via this link: [https://www.planning.act.gov.au/tools\\_resources/legislation\\_plans\\_registers/plans/master\\_plans/kambah\\_group\\_centre](https://www.planning.act.gov.au/tools_resources/legislation_plans_registers/plans/master_plans/kambah_group_centre).

**Online publishing – disclosure log**

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's disclosure log. Your personal contact details will not be published.

You may view the our disclosure log at <https://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:

[http://www.ombudsman.act.gov.au/data/assets/pdf\\_file/0026/79190/40A-Reviews-Factsheet-and-Application-Form-final-A1569634.pdf](http://www.ombudsman.act.gov.au/data/assets/pdf_file/0026/79190/40A-Reviews-Factsheet-and-Application-Form-final-A1569634.pdf)

If you wish to request a review of my decision 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/>

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).

Yours sincerely



Brett Phillips

Information Officer  
Environment, Planning and Sustainable Development Directorate

28 November 2018

