
From: [REDACTED] >
Sent: Friday, 10 February 2023 12:24 PM
To: EPSDFOI
Subject: Re: FOI 23/004893-Lyneham Oval Carpark

Caution: This email originated from outside of the ACT Government. Do not click links or open attachments unless you recognise the sender and know the content is safe. [Learn why this is important](#)

My apologies for missing that:

In regards to 'existence' of the car park, please include any:

- Correspondence, briefings or minutes about the car park, or that mention the car park within EPSD or between ACT Gov directorates, entities and Ministers.
- any Cadstar references
- any correspondence to the Brindabella Christian College regarding car parking, possession, or use of the block (to or from Brindabella)
- any complaints, or enquiries, and responses about the use of the public land for car parking.
- any information about the sealing and maintenance of the car park
- anything else that indicates that the EPSDD are aware that the Brindabella Christian College, or anyone else, are using the block 23, section 41 for car parking.

The rationale is that there is no mention of the carpark in any of the documents released after mid 2016 (the car park was sealed in late 2016). There was a flurry of correspondence and documents leading up to right before the car park was sealed in 2016, but then it's a complete black out, even though major changes were made to the car park! (ie it was sealed!!!). Considering that the public land is managed by ACT Government, it's reasonable to assume they'd have some awareness, notifications or internal conversations if someone built a car park on public land.

Thank you.

On Fri, 10 Feb 2023, 12:09 pm EPSDFOI, <EPSDFOI@act.gov.au> wrote:

OFFICIAL

Thank you [REDACTED]

Can you please provide more detail in relation to:

- Part 1 requests any documents regarding the *existence* of a car park at the site. This broad term may include for a range of documents that do not directly relate to the site, for example the public notification documents of development applications that are not related to the carpark but are included due to proximity to the location or mention of the site identifiers. Can you please provide further detail as to what you are specifically seeking.

Kind regards

Angelina Aloisi (*she/her*) | Information Governance Officer

Phone: 6207 7912 | Email: Angelina.Aloisi@act.gov.au

Environment, Planning and Sustainable Development Directorate | ACT Government

480 Northbourne Avenue, Dickson | GPO Box 158, Canberra ACT 2601 | www.act.gov.au

We acknowledge the Traditional Custodians of the ACT, the Ngunnawal people. We acknowledge and respect their continuing culture and the contribution they make to the life of this city and this region.

From: [REDACTED]
Sent: Friday, 10 February 2023 12:02 PM
To: EPSDFOI <EPSDFOI@act.gov.au>
Subject: Re: FOI 23/004893-Lyneham Oval Carpark

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Hi Angelina,

The extension is absolutely fine.

The scope looks good too.

I appreciate that Documents provided in FOI 22/135376 or available via [FOI 19/28355](#) will not be included in the response.

Thank you for your persistence and help on this matter.

[REDACTED]

On Fri, 10 Feb 2023, 9:49 am EPSDFOI, <EPSDFOI@act.gov.au> wrote:

Dear [REDACTED]

Thank you for your patience, please see the below information relating to your applications received by Environment, Planning and Sustainable Development Directorate (EPSDD).

Email 11 January 2023

As custodians of the site, it's reasonable to assume that the government must (or should) be aware of what's happening on the site?

If the site was developed without development approval, by the Brindabella Christian College, on their own initiative, what correspondence was communicated within ACT Government regarding the development on the public land site?

Was the development discussed at all?

EPSDD will respond to these questions directly, noting that EPSDD is not the custodian of the site.

Email 13 January 2023

- *Why is block 23 (aka block 27) split into two blocks on the custodian map? As pictured above, more specifically, why is the northern section of block 23 (aka 27), the car park, managed by TCCS ACT Roads, and the remainder of the block is managed by TCCS Sport and Recreation Facilities.*
- *Why do the Custodian map and the Territory Plan map differ? (why is there a boundary change, sectioning off the car park at the northern end of block 23 (aka 27) in the custodian map, and not the Territory Map).*
- *What documents or correspondence does EPSDD hold in regards to the request, action and approval for the modification of the land custodian map, to action this split on the public ACTMapi land custodian map?*

EPSDD will respond to these questions directly. Any documents identified in relation to point 3 will be included in the response to your email of 16 January 2023.

Email 16 January 2023

1. *Any documents or correspondence held by TCCS, EPSDD or CMTEDD between the dates of June 2016 till December 2018 regarding the development and/or the existence of a car park on block 23, (or also known as block 27), section 41, Lyneham.*
2. *Any documents or correspondence held by TCCS, EPSDD or CMTEDD between the dates of June 2016 till December 2018 regarding Brindabella Christian Colleges use of the site (block 23, aka block 27, section 41, Lyneham), including correspondence with Brindabella Christian College.*
3. *Any other documents or correspondence regarding the use of block 23, section 41 (or also known as block 27, section 41), Lyneham, between the dates of June 2016 till December 2018, including correspondence with other ACT Government agencies.*
4. *If the car park was sealed as a public car park by or for the ACT Government, it would be reasonable to assume that some design plans, contracts, tenders, Works as Executed (WAE), drawings, AP diagrams, handover maintenance plans, public Infrastructure project minutes, file notes or some planning, public Infrastructure and/or maintenance discussions would have occurred. Please share any documents regarding the development and existence of the car park between the dates of June 2016 till December 2018.*

Scope Clarification Email 16 January 2023:

- As your application was provided to both TCCS and CMTEDD and they are preparing their own responses, EPSDD's response will only include documents held by EPSDD.
- Part 1 requests any documents regarding the *existence* of a car park at the site. This broad term may include for a range of documents that do not directly relate to the site, for example the public notification documents of development applications that are not related to the carpark but are included due to proximity to the location or mention of the site identifiers. Can you please provide further detail as to what you are specifically seeking.
- Documents provided to you in FOI 22/135376 or available via [FOI 19/28355](#) will not be included in the response.

Request for Extension

EPSDD is undertaken a range of searches to identify any documents within the application scope and using broad search terms in order to identify possible documents. This is resulting in a large number of documents that each need to be checked for relevancy to your application, we request an extension to **13 March 2023**, to finalise your application.

Email 9 February 2023

...a 'Notice of Decision' for DA201629628. It details, on pg 9 that the school has a licence agreement to use the car park.

This agreement wasn't included in previous FOI docs received (but was in scope of the requests). Can you please make sure of its existence or not.

We will seek confirmation from the Development Application team as to whether the term *licence* refers to the sublease granted over the site.

Kind regards

Angelina Aloisi (*she/her*) | Information Governance Officer

Phone: 6207 7912 | Email: Angelina.Aloisi@act.gov.au

Information Governance | Governance, Compliance and Legal

Environment, Planning and Sustainable Development Directorate | ACT Government

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and respect their continuing culture and the contribution they make to the life of this city and this region.

Does this email document evidence of your business actions or decisions? You may need to ensure it is captured in a corporate recordkeeping system.

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