

From: [REDACTED]
To: [EPSDFOI](#)
Subject: Re: Freedom of Information Request - FOI 23/092547 - Clarification of Scope
Date: Wednesday, 18 October 2023 8:08:36 PM
Attachments: [image001.png](#)

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Good day Sophie,

Yes please include all documents, even if they are duplicate, draft, failed ... etc documents as you listed in this email.

with thanks,
[REDACTED]

On Tuesday, 17 October 2023 at 03:13:50 pm AEDT, EPSDFOI <epsdfoi@act.gov.au> wrote:

OFFICIAL

Good afternoon [REDACTED]

I refer to your application received by the Environment, Planning and Sustainable Development Directorate (EPSDD) on 19 September 2023, in which you sought access to information under the *Freedom of Information Act 2016* (the Act).

We can provide the following documents informally, as under section 30 of the Planning and Development Act 2007 they are public register associated documents. Please advise which of these you are seeking:

- Plans (excluding any plans showing the internal layout of a residential area).
- Supporting documents submitted by the DA Applicant
- Entity advice – Advice from agencies consulted about the DA
- Representations – Comments from the public regarding the proposed development
- Notices of Decisions and Endorsement Letters – Decision on the DA, or Endorsement of any response to conditions of approval

In relation to other documents on the Development Application file, they will be assessed under the FoI Act. Can you clarify which other documents you are seeking, as this can assist with avoiding duplicate information or documents that you may not require. Please advise if you do require the following:

- Draft documents – where a final copy can be provided for example the signed pdf version of a letter
- Administrative checklists
- Automated emails from eDevelopment (the system used for lodgement of Development Applications) e.g. confirmation of creation of DA or payment received
- Failed documents – Documents that were replaced and not considered in the decision making
- Public notification package - This includes map of notified properties, sample letter to adjoining neighbours, signage template, letter to applicant and lessee advising of commencement of public notification, report listing notified properties
- Emails notifying the applicant, lessee, commenting agencies and representors of the decision

Kind regards

Sophie Bell | Information Governance Officer

Phone: 02 6205 8386 | Email: epsdfoi@act.gov.au

**Legal Policy and Information Access | Environment, Planning and Sustainable Development
Directorate | ACT Government**

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

I acknowledge the Ngunnawal people as traditional custodians of the ACT and recognise any other people or families with connection to the lands of the ACT and region. I acknowledge and respect their continuing culture and the contribution they make to the life of this city and this region.

From: [REDACTED]
Sent: Thursday, September 21, 2023 6:43 PM
To: EPSDFOI <EPSDFOI@act.gov.au>
Subject: Re: Freedom of Information Request - FOI 23/092547

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Hi Sophie,

Yes please include those DAs or any other documents that were submitted but were not paid for or formalised.

Thanks again for your helpful and pertinent questions.

Kind regards,

[REDACTED]

On Thursday, 21 September 2023 at 09:45:35 am AEST, EPSDFOI <epsdfoi@act.gov.au> wrote:

OFFICIAL

Good morning [REDACTED]

Thank you for your email.

Your application has been partially transferred to CMTEDD and they will contact you shortly.

In undertaking a search of records for your application, we located two Development Applications (DAs) that were submitted but never formally lodged (paid). Generally, they are not deemed to be lodged until paid.

Please advise if you wish to exclude these DAs from your application.

Kind regards

Sophie Bell | Information Governance Officer

Phone: 02 6205 8386 | Email: epsdfoi@act.gov.au

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From: [REDACTED]
Sent: Wednesday, 20 September 2023 2:54 PM
To: EPSDFOI <EPSDFOI@act.gov.au>
Subject: Re: Freedom of Information Request - FOI 23/092547

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Hi Sophie,

Thank you for your pertinent question. I am seeking everything, including documents relating to building approvals etc that may be held by other departments. That would be greatly appreciated to include other departments, and to seek all or any information that are also held by other departments relating to this request.

with thanks,

[REDACTED]

On Wednesday, 20 September 2023 at 01:34:22 pm AEST, EPSDFOI <epsdfoi@act.gov.au> wrote:

OFFICIAL

Good afternoon [REDACTED]

Thank you for your response and scope clarification.

Confirming your new application is seeking:

Any and all documents, emails, decisions, information in full that pertains to the development of properties of Block 15 (previously blocks 2 and 3) Section 7 of Macquarie, between January 2016 (or from the earliest date of the sale of every property on block 15, before an application was made to consolidate the blocks) and 20 September 2023.

Processing of your application will now continue, with a new due date of **1 November 2023**.

Please advise if you are also seeking documents relating to building approvals as I will need to partially transfer your application to Chief Minister, Treasury and Economic Development Directorate (CMTEDD).

Kind regards

Sophie Bell | Information Governance Officer

Phone: 02 6205 8386 | Email: epsdfoi@act.gov.au

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From: [REDACTED]
Sent: Wednesday, 20 September 2023 11:37 AM
To: EPSDFOI <EPSDFOI@act.gov.au>
Subject: Re: Freedom of Information Request - FOI 23/092547

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Thank you Sophie for your prompt reply.

Looking at the map you provided me, I have attached an image with a blue circle around the property I am interested in, which is marked with the number 15 on it, (which I assume is Block 15?).

I would like to target the earliest date of either 1 or 2 below

1. January 2016 to today or
2. From the earliest date of the sale of every property on block 15, before an application was made to consolidate the blocks (DA201732015?) up to today.
3. the earliest date of the two options above

I would be happy to provide further details or clarification.

thanks again,



On Wednesday, 20 September 2023 at 10:23:01 am AEST, EPSDFOI <epsdfoi@act.gov.au> wrote:

OFFICIAL

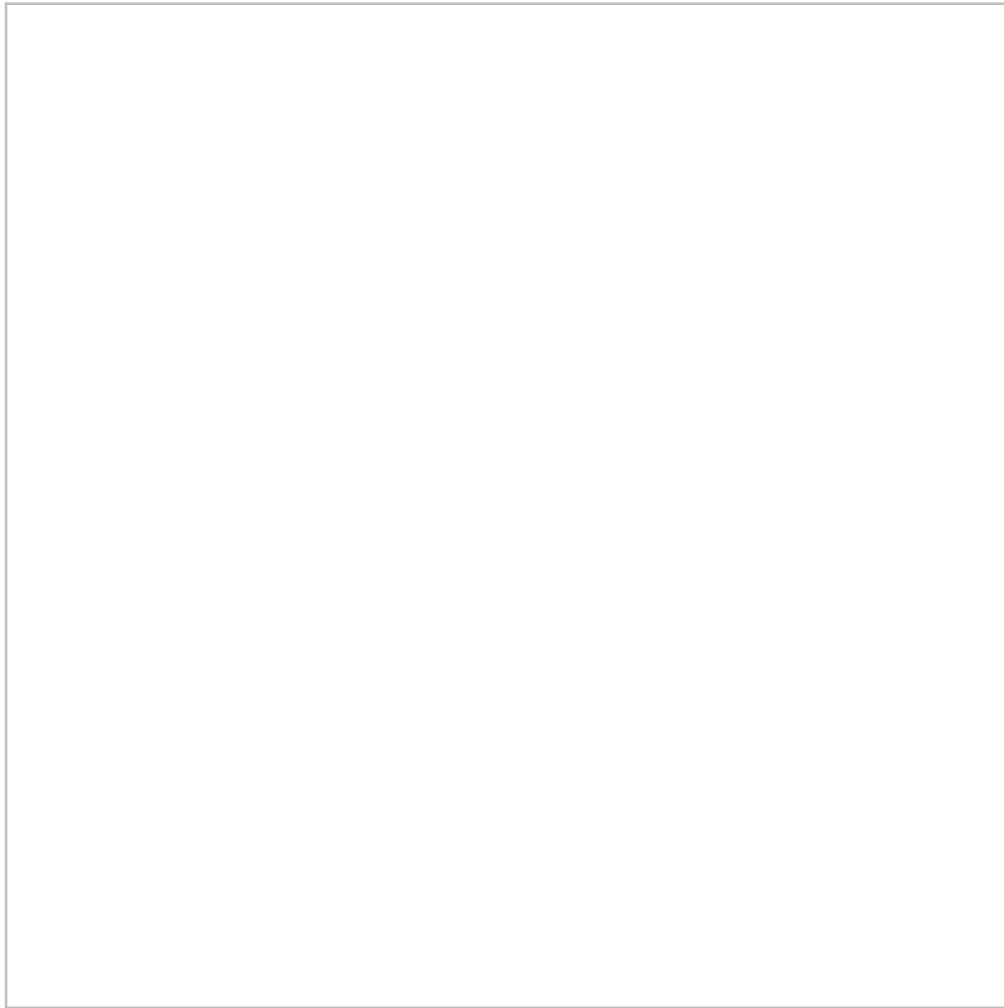
Dear

Thank you for your email.

Could you please confirm if you are seeking information regarding all properties on Section 7 of Macquarie?

- Block 1 (10 Fulton St)
- Block 15 (3 Blackman Cres)
- Block 4 (7 Blackman Cres)
- Block 5 (9 Blackman Cres)
- Block 6 (11 Blackman Cres)
- Block 7 (13A and 13B Blackman Cres)
- Block 8 (15 Blackman Cres)
- Block 11 (39 Catchpole Street, 41 Catchpole Street, 45 Catchpole Street, 47 Catchpole Street and 43 Catchpole Street)

Map for your reference



Do you also have a specific time period you would like to obtain Development Applications from? *E.g 1 January 2021 to today*. A targeted application may result in less processing time, a reduction in additional documents being processed that are not of interest to you, and is expected to reduce the likelihood of charges which apply after 50 pages.

Please Note: Under section 34(4) of the *Freedom of Information Act 2016*, processing of your application has been suspended and will resume once we have received clarification from you to enable us to identify the documents you are seeking. If no response is received within 6 weeks of this request (by 1 November 2023), EPSDD will no longer deal with your application and a new application will be required.

Kind regards

Sophie Bell | Information Governance Officer

Phone: 02 6205 8386 | Email: epsdfoi@act.gov.au

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From: [REDACTED]

Sent: Tuesday, 19 September 2023 7:29 PM

To: EPSDFOI <EPSDFOI@act.gov.au>
Subject: Re: Freedom of Information Request

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Dear Service Officer/s,

This is a request for information under the Freedom of Information Act.

On 6 September 2023, I made a Freedom of Information request which follows -->

"I request for any and all documents, emails, decisions, information in full that pertains to Development Application 202138723 (on Blackman Crescent) be sent in electronic format to [REDACTED]

I would like the request to be broadened further to -->

"I request for any and all documents, emails, decisions, information in full that pertains to the development of properties on Section 7 Blackman Crescent to be sent in electronic format to [REDACTED]

with thanks,

[REDACTED]

On Friday, 8 September 2023 at 11:15:45 am AEST, EPSDFOI <epsdfoi@act.gov.au> wrote:

OFFICIAL

Good morning [REDACTED]

FOI 23/092547 – ACKNOWLEDGEMENT OF FREEDOM OF INFORMATION APPLICATION

I refer to your application below received by the Environment, Planning and Sustainable Development Directorate (EPSDD) on 6 September 2023, in which you sought access to information under the *Freedom of Information Act 2016* (the Act).

Specifically you are seeking:

“any and all documents, emails, decisions, information in full that pertains to Development Application 202138723 (on Blackman Crescent).”

Decision

In accordance with section 40 of the FOI Act, the standard processing time requires that a decision on access to documents must be made within 30 working days of receipt, being on or by **19 October 2023**.

Third Party Consultation

In processing your application, consultation with relevant third parties may be required. In line with the Act, if third party consultation is required, the due date may be extended by 15 working days. If this is the case, you will be notified and advised of a revised decision due date.

Charges

Please be aware that processing charges may be payable in relation to your request. Should you be liable to pay a processing charge, you will be notified in writing of the preliminary assessment and given an opportunity to make an application that the charge should be remitted in whole or in part. Alternatively, you may wish to revise the scope of your request. A specific request of narrow scope may reduce the time required to process your application and the likelihood of fees applying.

Open Access Information

The Act requires that details regarding your request such as your application, decision notices, and information released to you, must be recorded in the agency disclosure log and made publicly available. The disclosure log is published at <https://www.environment.act.gov.au/about-us/access-government-information/disclosure-log>. The identity of applicants is not disclosed. If you have any concerns about the information released to you being published, please let us know.

Should you have any queries in relation to the processing of your request please contact me at epsdfoi@act.gov.au

Kind regards

Sophie Bell | Information Governance Officer

Phone: 02 6205 8386 | Email: epsdfoi@act.gov.au

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From: [REDACTED]
Sent: Wednesday, 6 September 2023 10:05 AM
To: EPSDFOI <EPSDFOI@act.gov.au>
Subject: Freedom of Information Request

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Dear Service Officer/s,

This is a request for information under the Freedom of Information Act.

I request for any and all documents, emails, decisions, information in full that pertains to Development Application 202138723 (on Blackman Crescent) be sent in electronic format to [REDACTED]

with thanks,

[REDACTED]

This email, and any attachments, may be confidential and also privileged. If you are not the intended recipient, please notify the sender and delete all copies of this transmission along with any attachments immediately. You should not copy or use it for any purpose, nor disclose its contents to any other person.