



ACT
Government

Environment, Planning and
Sustainable Development

Phone: (02) 6207 1923
Reference: 22/119807

Freedom of Information 22/119807

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) as a partial transfer from the Chief Minister, Treasury and Economic Development Directorate on 05 September 2022 in which you sought access to **Structural Reports - Block 1 Section 166 Harrison - 234 Flemington Rd Harrison**.

Specifically, you are seeking:

- "1) The complete 'Concrete Scan' report / expert report concerning structural and or building services / plumbing / hydraulic noises and any potential defects in the expansion joint in the Building D of UP4180; and*
- 2) Any expert draft / final report or statement (held by Access Canberra or Fair Trading) produced by Mr Mal Wilson of Advanced Structural Designs in year 2021 or 2022, concerning noises, expansion joint, plumbing devices / building services, party wall, roof, concrete floor and slabs around your apartment in Building D of UP4180;*

Alternatively if the complete 'Concrete Scan' report cannot be provided you seek the Report(s) / statement(s) concerning noises, expansion joint, plumbing devices / building services, party wall, roof, concrete floor and slabs around the apartment."

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 04 October 2022.

Searches Conducted

Comprehensive searches were conducted by EPSDD for documents relevant to your application.



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Decision on Access

Searches conducted by EPSDD have not identified any information or submissions specific to the scope of your request. The searches were conducted using the information you provided, including additional Directorate database searches. I am satisfied that all appropriate searches were conducted and completed and therefore, there are no documents held by EPSDD relevant to the scope of your request.

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/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/>



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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

[REDACTED]

Information Officer
Executive Group Manager, Statutory Planning
Environment, Planning and Sustainable Development Directorate
04 October 2022