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**From:** [REDACTED]  
**Sent:** Wednesday, 6 March 2024 12:46 PM  
**To:** EPSDFOI  
**Subject:** Re: FOI 24/016329 – Request for Confirmation of application scope

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Hi. I select Option 1. Clock resumes. Cheers [REDACTED]

On Wed, 6 Mar 2024 at 12:23 pm, EPSDFOI <[EPSDFOI@act.gov.au](mailto:EPSDFOI@act.gov.au)> wrote:

**OFFICIAL: Sensitive**

Good afternoon [REDACTED]

Thank you for the further detail regarding the information you are seeking.

I note your response has included a request for additional information not included in your original application, being information relating to blocks 19, 21 and 22 (in points 2 and 3) and points 5 through 8.

As the additional information requested significantly adds to, and alters the scope of your original application, additional information searches will need to be conducted.

We propose the following options to progress your application/s, please advise which you prefer:

Option 1 – Two separate FOI decisions

- Resume processing of original application (FOI 24/016329) being clarified points 1-4, however only block 20 in scope of points 2 and 3.
- New separate FOI application to include points 5-8 and blocks 19, 21 and 22 in relation to points 2 and 3. This application's received date being the day you confirm which option you wish to proceed with.

Or

Option 2 – One FOI decision

- Agree to withdraw the original application (FOI 24/016329)
- Replace FOI 24/016329 with a new FOI application which responds to points 1-8 as outlined in your email below. The application's received date being the day you confirm which option you wish to proceed with.

**Please note:** Processing of your application will be suspended under section 34(4) of the *Freedom of Information Act 2016* (the Act) and will resume once we have received confirmation from you to enable us to continue processing of your application/s. If we do not receive a response from you within six weeks we will close the application under section 34(6)(b) of the Act.

Kind regards

Angelina Aloisi (she/her) | A/g Assistant Director Information Governance (FOI and Information Access)

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:** Tuesday, March 5, 2024 9:31 PM  
**To:** EPSDFOI <[EPSDFOI@act.gov.au](mailto:EPSDFOI@act.gov.au)>  
**Subject:** Re: FOI 24/016329 – Request for Confirmation of application scope

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Hi Angelina

Thankyou for your email and providing the reference number for this FOI request. I consider the following within the scope of this FOI request also. (Noting that I have expanded to clarify points 1-4 provided by you):

1. Information (including communications, considerations, notes, meeting minutes etc.) that determined SLA's following positions:
  - a. Response to LMM solutions that the sewer infrastructure wasn't developed by the SLA
  - b. Most recent response to myself stating that sewer infrastructure wasn't developed by the SLA
2. Sewerage plans for block 20 Section 66 Moncrieff. Also, for blocks 19, 21 & 22 in public interest. In particular, I am after sewerage plans that show a pink/red line for these blocks as shown for the other blocks at the following document made public by SLA <https://www.rgoonline.act.gov.au/pubreg/TieBooks/N/MONCRIEFF/1/0115.pdf> (accessed today i.e. 5 March 2023)
3. Inspection reports for the abovementioned sewer infrastructure for block 20 Section 66 Moncrieff. Also, for block 19, 21 & 22 in public interest.
4. Sales contract for LDA sale to Buyer. If the full contract is not releasable, I am happy for commercial in-confidence information to be redacted. I am after the terms where it specifies that the SLA would need to connect 'the individual blocks, driveway and services (including sewer) to each block prior to the sale' or words to that effect.
5. Who (which company/contractor engaged by the SLA) has built the above-mentioned sewer infrastructure and the terms of the contract between SLA & the contractor. In particular, I am after the terms in relation to inspection, warranty and defect periods only. Commercial-in-confidence information can be redacted.
6. Documents submitted to the ACT government to register the community title scheme CT29 - [71-105 Limb Circuit](#) & Bernard Heinze Ave, Moncreiff that's relevant to the abovementioned blocks. In

particular, I am after the common property infrastructure plans submitted to obtain the approval. I think they might be called 'Master Plan' or something similar.

7. Documents relating to due-diligence performed by ACT government when assessing these plans and approving the above mentioned Community Title scheme. In particular, I am after the criteria/standards used to assess the sewerage infrastructure. When it comes to Community Title Schemes, other state government regulations prohibit joint sewerage services. That is, each parcel of land must be serviced from a council sewer. I am trying to locate similar criteria which most likely exist for the ACT government. Hence, this request.

8. Finally, complete guidance (policies, procedures etc.) on how complaints are handled by the SLA including timeframes for resolution, what cost benefit analysis is conducted before allocating governments resources in resolving complaints etc.

Hope this makes sense. I consider that the FOI clock should now resume (un-pause). Should you wish to discuss any of these requests I am happy to have a chat with you over the phone or in-person. I also grant my permission for the above mentioned information (if needed) to be shared with the SLA officers working to resolve my complaint (I acknowledge that the complaints process is separate from the FOI process).

Regards



On Tue, Mar 5, 2024 at 8:54 AM EPSDFOI <[EPSDFOI@act.gov.au](mailto:EPSDFOI@act.gov.au)> wrote:

**OFFICIAL: Sensitive - Personal Privacy**

Dear 

**FOI 24/016329 – Request for Confirmation of application scope**

I refer to your access application received by the Suburban Land Agency (SLA) on 5 February 2024, in which you sought access to information under the [Freedom of Information Act 2016](#) (the FOI Act).

Under a service agreement, FOI applications received by SLA are coordinated by the Information Governance team within Environment, Planning and Sustainable Development Directorate (EPSDD).

From your discussion with David Thornhill, we understand your FOI application is seeking the following information in relation to Block 20 Section 66 Moncrieff:

1. Documents that determined a view.
2. Sewerage plans for block 20 Section 66 Moncrieff
3. Inspection reports for block 20 Section 66 Moncrieff
4. Sales contract for LDA sale to Buyer

We request you confirm this interpretation is correct, noting the FOI application is processed independently of the investigation David is undertaking.

**Please note:** Processing of your application will be suspended under section 34(4) of the *Freedom of Information Act 2016* (the Act) and will resume once we have received confirmation from you to enable us to identify the documents you are seeking. If we do not receive a response from you within six weeks we will close the application under section 34(6)(b) of the Act.

Should you have any queries in relation to the processing of your request please contact me at [EPSDFOI@act.gov.au](mailto:EPSDFOI@act.gov.au).

Kind regards

**Angelina Aloisi (she/her) | A/g Assistant Director Information Governance (FOI and Information Access)**

Phone: 02 6207 7912 | Email: [epsdfoi@act.gov.au](mailto: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](http://www.act.gov.au)

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