



ACT
Government

Environment, Planning and
Sustainable Development

Phone: 6207 1923
Reference: 22/138695

[Redacted]

Email [Redacted]

Dear [Redacted],

Freedom of information request: 22/138695

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 19 October 2022, in which you sought access to information relating to 78 Banks Street Yarralumla (Block 26 Section 9 Yarralumla).

Your refined request is specifically seeking:

"...development applications, development approvals, development approval exemptions, building approvals, building checks, building notices, compliance orders, compliance checks, building certifier reports etc. I am after all records in relation to the development and building works done at 78 Banks Street Yarralumla ACT (Block 26 Section 9 Yarralumla) between 2017 and 2022 (inclusive)."

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 provide a decision on your access application in accordance with section 40 of the Act, by the 17 November 2022.

Searches conducted

Comprehensive searches were conducted by EPSDD for documents relevant to your application. However, no relevant documentation in scope of your application was identified. Your application was transferred in part, to the Chief Minister, Treasury and Economic Development Directorate for further processing.

Decision on Access

Searches were conducted using the information you provided, including additional Directorate database searches.

I am satisfied that a thorough process was completed in an effort to locate the information you are seeking. I have therefore decided, under section 35(1)(b) of the Act, that no documents are held by EPSDD that are relevant to your application.

Online publication

Under section 28 of the Act, EPSDD maintains an online record of access applications called a disclosure log. Under the Open Access Information Scheme, documents associated with access applications are published on the disclosure log no earlier than three days after a decision on access is provided to the applicant. Documents containing your personal information will be published in redacted form to protect your privacy.

You may view the EPSDD's disclosure log at:

<https://www.environment.act.gov.au/about-us/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/>

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

Yours sincerely

Electronically signed

Craig Weller

Information Officer
A/g Executive Branch Manager, Statutory Planning
Environment, Planning and Sustainable Development Directorate

17 November 2022