



**ACT**  
Government

**Environment and  
Sustainable Development**

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REF : FOI Stewart

[REDACTED]  
[REDACTED]  
[REDACTED]

Dear [REDACTED]:

I refer to your application under section 14 of the *Freedom of Information Act 1989* (FOI Act), received by the Environment and Sustainable Development Directorate on 4 December 2012, in which you requested the following documents:

- "1. Noise Management Plan of holder*
- 2. Report of ACT officer who did attend the location*
- 3. Report of noise consultant (available 4 January 2013) as per correspondence with Peter Ryan".*

I am an officer authorised to make a decision in respect of a request for information, under section 22 of the FOI Act.

#### **Schedule detailing decisions**

Please refer to the attached schedule which lists decisions regarding access to all documents which have been identified as relevant to your request. The terms used on the schedule are either 'Full Release', 'Partial Release'.

#### **Decision**

The Directorate has identified 21 documents in its possession that meet the scope of your request, as identified in the schedule attached to this letter.

Under the FOI Act, documents may be provided to applicants with deletions and I have decided to apply these deletions under Section 41.

#### **Personal Privacy**

Section 41 of the FOI Act provides

- (1) A document is an exempt document if its disclosure under this Act would involve the unreasonable disclosure of personal information about any person (including a deceased person).*

A number of documents contain the personal information relating to community members and I believe that to release the information contained in these documents to you would constitute an unwarranted invasion of the privacy of the people concerned.

**Review rights**

My decision is appealable under the FOI Act. This means that if you are dissatisfied with this outcome you have a right to seek a review under section 59 of the Act. This right of review extends to a review of the adequacy of the search for documents undertaken by the Directorate. If you wish to seek a review you should write to:

The Director-General  
Environment and Sustainable Development Directorate  
GPO Box 1908  
CANBERRA ACT 2601  
Email: [ESDDFOI@act.gov.au](mailto:ESDDFOI@act.gov.au)

You have 28 days from the date of this letter to seek a review of the outcome or such other period as the Director-General permits.

Under section 54 of the FOI Act, if you are concerned about the processing of your request or related administrative matters, you may complain to the Ombudsman, who may conduct an independent investigation into your complaint. There is no fee for this, and the contact details are as follows:

The Ombudsman  
GPO Box 442  
CANBERRA ACT 2601  
Email: [ombudsman@ombudsman.gov.au](mailto:ombudsman@ombudsman.gov.au)

**Online FOI Policy**

Please be aware that under the ACT Government's Online FOI Publication Policy, information released to you under this Freedom of Information Application may be released on the internet.


Personal information or business affairs information will not be made available under this policy. If you think the content of your request would contain such information, please inform our contact officer immediately.

A copy of the policy, with details about what information may be published on the internet, is available online at:

[http://www.cmd.act.gov.au/open\\_government/report/freedom\\_of\\_information\\_online](http://www.cmd.act.gov.au/open_government/report/freedom_of_information_online)

If you have any queries in relation to this matter, please contact Tasha Hartwig on 6205 0069.

Yours sincerely



Daniel Walters  
Director  
Environment Protection and Water Regulation

18 December 2012