



ACT
Government

Territory and Municipal Services

Dear

Freedom of Information Request

I refer to your request made under the *Freedom of Information Act 1989* (FOI Act), received by the Territory and Municipal Services Directorate (TAMS) on 21 August 2013, in which you sought access to:

“information/complaints, injuries or letters of concern you may have received from shop owners, citizens or other persons in relation to the area mentioned.

...details of all any plans that the ACT Government might have had to repair, refresh, renew or remediate the paving and as to any studies undertaken in relation to the danger posed by that area of paving/pavement”.

I understand that on 22 August 2013, you confirmed that your request refers to the main shopping centre (Woolworths) near Lhostsky Street, Charnwood, ACT.

Decision

I am an officer authorised under section 22 of the FOI Act to make a decision in relation to your request.

Seven documents have been located within the scope of your request. A schedule of documents is at Attachment A. In accordance with section 21 of the Act, I have decided to release a copy of documents 3, 4 and 6 with the exempt material deleted. The exempt material in document 3 and 4 includes information about people other than you that have enquired whether there are any plans to restore the shops at Charnwood. The exempt material in document 6 contains information about several business owners at Charnwood Shops, that have enquired about the current activities at the Woolworths end of the shops.

I am satisfied that it would be unreasonable to disclose this information. Accordingly, I am satisfied that the information falls within the exemption set out in subsection 41(1) and 43(1)(c)(i) of the FOI Act.

Fees and charges

Freedom of information requests attract fees and charges for time spent searching and retrieving documents, decision-making time and photocopying. In relation to your request, no fee is payable as the time spent on processing your request, and the number of documents released were within the fee-free threshold.

Right of review

If you are dissatisfied with my decision, you have the right to seek an internal review. If you wish to seek an internal review you should write to:

The Director-General
Territory and Municipal Services Directorate
C/- Freedom of Information Officer
GPO Box 158
CANBERRA ACT 2601

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

ACT Civil and Administrative Tribunal

If you are still dissatisfied after the directorate has conducted an internal review, you can seek an independent review of the decision by the ACT Civil and Administrative Tribunal. You have 28 days from the date of the internal review decision to seek a review from the Tribunal.

To apply to the Tribunal for a review you can obtain an application form from the Tribunal (www.acat.act.gov.au). The postal address of the Tribunal is:

ACT Civil and Administrative Tribunal
GPO Box 370
CANBERRA ACT 2601

Ombudsman

You also have the right to complain to the Ombudsman about the processing of your request. If you wish to lodge a complaint you should write to:

The ACT Ombudsman
GPO Box 442
CANBERRA ACT 2601

Further information

If you have any questions in relation to your request please contact the Directorate's FOI Coordinator on 6205 5408 or tamsfoi@act.gov.au.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Paul Peters', written over a large, stylized, abstract scribble.

Paul Peters
Executive Director
Roads and Public Transport

20 September 2013