



ACT
Government

Chief Minister, Treasury and
Economic Development

Freedom of Information Publication Coversheet

The following information is provided pursuant to section 28 of the *Freedom of Information Act 2016*.

FOI Reference: CMTEDDFOI 2022-091

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Documents and schedule	N/A
4. Additional information identified	No
5. Fees	N/A
6. Processing time (in working days)	10
7. Decision made by Ombudsman	N/A
8. Additional information identified by Ombudsman	N/A
9. Decision made by ACAT	N/A
10. Additional information identified by ACAT	N/A

From: [EPSDFOI](#)
To: [CMTEDD FOI](#)
Subject: FW: FOI Noise Complaints [SEC=UNCLASSIFIED]
Date: Friday, 18 March 2022 1:53:52 PM

Good afternoon team

Please see the below request and confirm if CMTEDD accepts transfer.

Thank you

Angelina Aloisi | Information Governance Officer

Information Governance

Environment, Planning and Sustainable Development Directorate | ACT Government

Phone: 02 6207 7912 | Email: Angelina.Aloisi@act.gov.au

Level 5, 480 Northbourne Avenue, Dickson | GPO Box 158 Canberra ACT 2601 |

www.environment.act.gov.au | www.planning.act.gov.au

Please consider the environment before printing this email

This email, and any attachments, may contain confidential information. If you are not the intended recipient please notify the sender and delete all copies of this transmission along with any attachments immediately. You should not copy or use it for any purpose, nor disclose its contents to any other person.

From: [REDACTED]
Sent: Friday, 18 March 2022 1:51 PM
To: EPSDFOI <EPSDFOI@act.gov.au>
Subject: FOI

CAUTION: This email originated from outside of the ACT Government. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hi EPA FOI team,

Could I please request the following which I've had difficulty in obtaining through ACT government portals:

- Volume (in number) of total amplified noise complaints submitted to Access Canberra since January 2021 to present
- Volume (in number) of fines or breaches issued from January 2021 to present in relation to amplified noise
- Volume (in number) of warning letters issued from January 2021 to present in relation to amplified noise
- Volume (in number) of Environment Protection Orders made from January 2021 to present in relation to amplified noise

Thanks in advance

[REDACTED]





ACT
Government

Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2022-091



FREEDOM OF INFORMATION REQUEST

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 18 March 2022, in which you sought access to:

- *Volume (in number) of total amplified noise complaints submitted to Access Canberra since January 2021 to present.*
- *Volume (in number) of fines or breaches issued from January 2021 to present in relation to amplified noise.*
- *Volume (in number) of warning letters issued from January 2021 to present in relation to amplified noise.*
- *Volume (in number) of Environment Protection Orders made from January 2021 to present in relation to amplified noise.*

Authority

I am an Information Officer appointed by the Director-General under section 18 of the Act to deal with access applications made under Part 5 of the Act.

Timeframes

In accordance with section 40 of the Act, CMTEDD is required to provide a decision on your access application by 19 April 2022.

Decision on access

Searches were completed for relevant information that falls within the scope of your request. I have decided to grant full access to this information. Refer below for information that corresponds to the questions in your application. Information provided is in red.

1. Volume (in number) of total amplified noise complaints submitted to Access Canberra since January 2021 to present. **Access Canberra has received 1295 amplified noise complaints since 1 January 2021 to 20 March 2022.**
2. Volume (in number) of fines or breaches issued from January 2021 to present in relation to amplified noise. **Access Canberra records indicate 2 infringement notices were issued.**

3. Volume (in number) of warning letters issued from January 2021 to present in relation to amplified noise. **Access Canberra records indicate 11 warning letters were issued.**
4. Volume (in number) of Environment Protection Orders made from January 2021 to present in relation to amplified noise. **Access Canberra records indicate nil orders were issued.**

Charges

Processing charges are not applicable for this request because the number of pages being released is below the charging threshold of 50 pages.

Online publishing – Disclosure Log

Under section 28 of the Act, CMTEDD maintains an online record of access applications called a disclosure log. Your original access application, my decision and documents released to you in response to your access application will be published in the CMTEDD disclosure log between 3-10 days of the decision date. Your personal contact details will not be published.

You may view CMTEDD disclosure log at <https://www.cmtedd.act.gov.au/functions/foi>.

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 CMTEDD disclosure log, or a longer period allowed by the Ombudsman.

We recommend using this form [Applying for an Ombudsman Review](#) to ensure you provide all of the required information. 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/>

Should you have any queries in relation to your request please contact me by telephone on 6207 7754 or email CMTEDDFOI@act.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'K Stuart', written in a cursive style.

Katharine Stuart
Information Officer
Information Access Team
Chief Minister, Treasury and Economic Development Directorate
01 April 2022