



**ACT**  
Government

Territory and Municipal Services

COPY

Dear Mr

**Freedom of information request – Kambah Adventure Playground –  
Skate Ramp/Bowl**

I refer to your request under the *Freedom of Information Act 1989* (the Act) received on 30 August 2012, in which you requested documents related to the skate ramp/bowl at the Kambah Adventure Playground.

Particularly you have requested copies of risk assessments, engineers' reports, incident reports, maintenance records, correspondence, maps, diagrams, photos or any other documentation in relation to the skate ramp/bowl between 1 January 2007 and 20 August 2012.

**Decision**

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

Four documents have been located that fall within the scope of your request. In order to assist you, I have included a schedule of documents at Attachment A.

I have decided to release documents 3 and 4 to you in full with some out of scope material deleted.

I have partially exempted documents 1 and 2 from release pursuant to section 43(1)(c)(i) of the Act, which provides:

**43 Documents relating to business affairs etc**

(1) A document is an exempt document if its disclosure under this Act would disclose—

[...]

(c) information [...] concerning a person in respect of his or her business or professional affairs or concerning the business, commercial or financial affairs of an organisation or undertaking, being information—

(i) the disclosure of which would, or could reasonably be expected to, unreasonably affect that person adversely in respect of his or her lawful business or professional affairs or that organisation or undertaking in respect of its lawful business, commercial or financial affairs[.]

The exempt material contains pricing information of a third party who provided a quote for works for the skate park, and I have decided that the release of this information would unreasonably affect that third party's business affairs, particularly if released to its competitors.

#### **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.

The Tribunal is an independent body. It can agree with, change or reject the original decision, substitute its own decision or send the matter back to the decision maker for reconsideration in accordance with Tribunal recommendations.

To apply to the Tribunal for a review you can obtain an application form from the Tribunal ([www.acat.act.gov.au](http://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](mailto:tamsfoi@act.gov.au).

Yours sincerely



Fay Steward  
Executive Director  
Parks and City Services

 September 2012



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Territory and Municipal Services

Attachment A

## FREEDOM OF INFORMATION SCHEDULE

FOI File Number: 2012/13420

Document number	Description	Status (full release, partial release, exempt)	Reason for exemption (where applicable)
1 (1-2)	Email from [redacted] and City Services – dated 1 March 2012	Partial release	Section 43 Documents affecting business affairs
2 (3-8)	Email and quote from [redacted] to Parks and City Services – dated 8 February 2012	Partial release	Section 43 Documents affecting business affairs
3 (9-11)	Kambah Adventure Playground – Playground Inventory Report – dated 11 September 2011	Full release Out of scope material deleted	
4 (12-14)	Kambah Adventure Playground – Playground Inventory Report – dated 03 November 2010	Full release Out of scope material deleted	