



ACT
Government

Transport Canberra and
City Services

Mr [REDACTED]

Dear Mr [REDACTED]

Freedom of information request

I refer to your application made under the *Freedom of Information Act 1989* (the FOI Act), partially transferred from the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 26 July 2016, in relation to your request for all information provided to all ministers and/or their offices in relation to:

- the investigation of Railway Street;
- the subsequent elevation by 104 places of Railway Street; and
- the investigation completed by Roads ACT of McEwan Avenue and Railway Street, with no indication that a pedestrian crossing was needed, but will undertake a new survey after the school holidays to access any changes in pedestrian requirements.

You will also receive a separate decision from CMTEDD in relation to your request.

Decision

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

The directorate has located five documents within the scope of your request as summarised in the schedule at Attachment A.

Document 2 is not within the scope of your request because it did not go to the Minister. I have decided, however, to include it as it details a site inspection that was undertaken in 2015 of the intersection of Railway Street and McEwan Avenue and may be of interest to you. This is also the case for document 4 which is out of scope having been created after your request was received. I have included this document because it covers the August 2016 site inspection of Railway Street and McEwan Avenue.

In relation to document 5, although it is not solely about the streets of interests, it details the traffic warrant system and identifies in its attachment the top 100 streets with Railway Street being referenced at 98. This may also be of interest to you.

I have decided to release documents 1, 3 and 5 to you in full. In relation to document 2 and 4, I have decided to partially release the documents to you pursuant to section 41 of the FOI Act, which provides:

41 Documents affecting personal privacy

- (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).

The exempt material includes the name of third parties.

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 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
Transport Canberra and City Services
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 at www.acat.act.gov.au.

Ombudsman

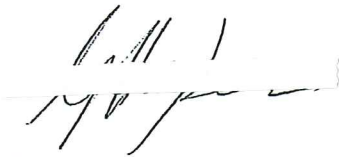
You also have the right to contact the Ombudsman regarding the processing of your request. You may contact the Ombudsman at:

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 tccsfoi@act.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Cherie Hughes', written over a horizontal line.

Cherie Hughes
Chief Operating Officer

24 August 2016