



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 2018-0260

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

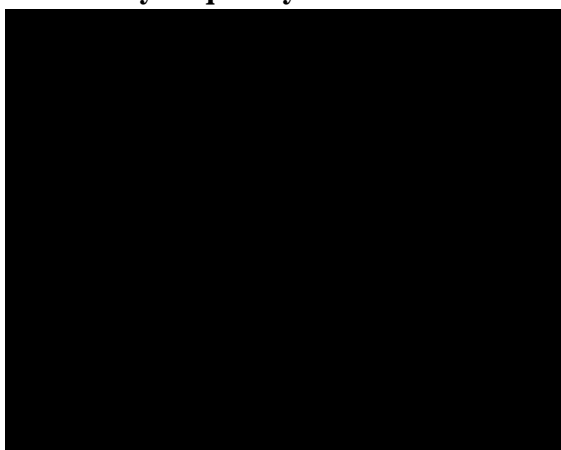
From: [REDACTED]
To: [CMTEDD FOI](#)
Subject: Freedom of Information request
Date: Wednesday, 19 September 2018 6:26:46 PM

Please find online enquiry details below. Please ensure this enquiry is responded to within fourteen working days.

Your details

All fields are optional, however an email address OR full postal address must be provided for us to process your request. An email address and telephone contact number will assist us to contact you quickly if we need to discuss your request.

Title:
First Name:
Last Name:
Business/Organisation:
Address:
Suburb:
Postcode:
State/Territory:
Phone/mobile:
Email address:



Request for information

(Please provide as much detail as possible, for example subject matter and relevant dates, and also provide details of documents that you are not interested in.)

Under the Freedom of Information Act 2016 I want to access the following document/s (*required field):

Any documents, journals, notes, reports, findings relating to complaints which have been made with relation to any unit which is located at 86-88 Northbourne Avenue, Braddon, ACT, 2612 aka "The Phoenix Apartments" within the past 5 years. Whilst not limiting the information to [REDACTED], of interest is any noise complaints which may have been made against [REDACTED]. Additionally, I am seeking any documents, journals, notes or reports relating to complaints which have originated from [REDACTED], 86-88 Northbourne Avenue, Braddon, ACT, 2612, within the past 5 years. Again whilst not limiting the scope of supplied documents, of particular interest is anything regarding to any complaints to the Environmental Protection Agency regarding noise concerns.

I do not want to access the following documents in relation to my request:: N/A

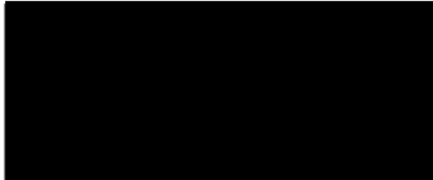
Thank you.
Freedom of Information Coordinator



ACT
Government

Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2018-0260



via email: [redacted]

Dear [redacted]

FREEDOM OF INFORMATION REQUEST

I refer to your application received by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 19 September 2018, in which you sought access to information under section 30 of the *Freedom of Information Act 2016* (the Act).

Specifically, you sought access to:

"...any documents, journals, notes, reports, findings relating to complaints which have been made with relation to any unit which is located at 86-88 Northbourne Avenue, Braddon, ACT, 2612 aka "The Phoenix Apartments" within the past 5 years..."

You have also indicated in your request that

"...whilst not limiting the information to [redacted] of interest is any noise complaints which may have been made against [redacted]. Additionally, I am seeking any documents, journals, notes or reports relating to complaints which have originated from [redacted] 86-88 Northbourne Avenue, Braddon, ACT, 2612, within the past 5 years. Again whilst not limiting the scope of supplied documents, of particular interest is anything regarding to any complaints to the Environmental Protection Agency regarding noise concerns."

Authority

I am an Information Officer appointed by the Director-General of CMTEDD 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 18 October 2018.

Decision on access

A search was conducted for CMTEDD records and resulted in no documents being identified that fall within the scope of your request. The search was conducted using the information you provided.

I am satisfied that appropriate searches were completed and that no documents relevant to your request are held by CMTEDD.

Charges

Processing charges are not applicable for this request because no documents are to be released.

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 and my decision in response to your access application will be published in the CMTEDD disclosure log after 28 September 2018. Your personal contact details will not be published. You may view CMTEDD disclosure log at: <https://www.cmtedd.act.gov.au/functions/foi/disclosure-log>.

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

If you wish to request a review of my decision 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 'Daniel Riley', with a stylized flourish at the end.

Daniel Riley
Information Officer
Information Access Team
Chief Minister, Treasury and Economic Development Directorate

25 September 2018