



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 2021-008

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: Noise Complaints summary
Date: Tuesday, 19 January 2021 11:45:15 AM

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.

Dear Sir/Madam

I am the owner of the Old Canberra Inn, Unit 79/195 Mouat St Lyneham, and would like to obtain the following information relating to this address starting from Jan 1 2005

Any noise complaints registered at the EPA
Any warning letters issued by the EPA
Any fines issued by the EPA

Please call me if you have any queries

Thanks

[REDACTED]

Owner

Old Canberra Inn

[REDACTED]




ACT
Government

Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2021-008



via email: 

Dear 

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 19 January 2021, in which you sought access to:

- Old Canberra Inn, Unit 79/195 Mouat St Lyneham, and request the following information relating to this address starting from Jan 1 2005:
 - Any noise complaints registered at the EPA
 - Any warning letters issued by the EPA
 - Any fines issued by the EPA

On 27 January 2021, you agreed to rescope the request to:

- A summary report of the Old Canberra Inn noise related complaints/matters since 1 July 2017.

Authority

As an appointed Information Officer under section 18 of the Act, I am authorised to make a decision on access or amendment to government information in the possession or control of CMTEDD.

Timeframes

In accordance of section 40 of the Act, CMTEDD was required to provide a decision on your access application by 17 February 2021.

Decision on access

Searches were completed for relevant documents and one document was identified that falls with the scope of your request.

I have decided to grant full access to the relevant document. The document released to you is provided as **Attachment A** to this letter.

Charges

Processing charges are not applicable for this request because the total number of pages to be released to you 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 the document released to you in response to your access application will be published in the CMTEDD disclosure log 3 days after the date of my decision. 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 grey ink, appearing to read 'P. Dachs', is positioned above the typed name.

Philip Dachs
Information Officer
Information Access Team
Chief Minister, Treasury and Economic Development Directorate

27 January 2021

Reference No	Date Created	Date/Time of incident	Category	Incident CMT category lv1	Incident CMT category lv2	Thread Entry Type	Closest address	Case ID	Case queue	Case Category level One	Case CMT Cat Lvl 1	Case Category level Two	Case Category level Three	Case/Business suburb
	20/12/2020	No Value	Air Pollution & Noise	Environmental	Noise amplified	Noise Complaint - Reference No - R55JSN8T Old Canberra Inn, Lyneham (UP682). A noise complaint was made. We understand that EPA officer Rowan from EPA is handling this complaint. I contacted Access Canberra on Friday 18 December 2020 to talk to Officer Rowan. I was advise that he will return my call on Friday. I have not heard. Please ask Rowan to contact me regarding this matter ASAP. Thank you.	195 Mouat Street, Lyneham ACT 2602		0 No Value	No Value	Environmental	No Value	No Value	No Value
	18/12/2020	18/12/2020 09.47 AM	Air Pollution & Noise	Environmental	Noise amplified	Property manager of Old Canberra inn in Lyneham has received a noise complaint ref R55JSN8T and would like to speak to Rohan from EPA to discuss this complaint	No Value	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	03/12/2020	01/12/2020 06.30 PM	Environment & Heritage	Environmental	Noise amplified	From smartforms@act.gov.au <smartforms@act.gov.au> Sent Tuesday, 1 December 2020 6 31 PMTo Environment Protection <Environment.Protection@act.gov.au>; AccessCanberraCMT <AccessCanberraCMT@act.gov.au>; Access Canberra Contact Centre <AccessCanberraContactCentre@act.gov.au>Subject Environment Protection complaint, Y2GZYJVN, OLD CANBERRA INN 195 MOUAT ST, LYNEHAM [SEC UNCLASSIFIED, DLM Sensitive Personal] Environment Protection complaint Form data summary Customer service operator initials JMG4Caller name XXXXXXXX Complaint address OLD CANBERRA INN 195 MOUAT ST, LYNEHAM<span style "font-family Calibri;font-size 14.6666666666667px;	Old Canberra Inn, 195 Mouat Str, Lyneham	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	25/11/2020	24/11/2020 06.54 PM	Air Pollution & Noise	Environmental	Noise amplified	From smartforms@act.gov.au <smartforms@act.gov.au> Sent Tuesday, 24 November 2020 6 59 PMTo Environment Protection <Environment.Protection@act.gov.au>; AccessCanberraCMT <AccessCanberraCMT@act.gov.au>; Access Canberra Contact Centre <AccessCanberraContactCentre@act.gov.au>Subject Environment Protection complaint, ZRFR9Z94, OLD CANBERRA INN 195 MOUAT ST, LYNEHAM [SEC UNCLASSIFIED, DLM Sensitive Personal] Environment Protection complaint Form data summary Customer service operator initials EGICaller name XXXXXXXXXXXXXXXX Complaint address OLD CANBERRA INN 195 MOUAT ST, LYNEHAM<span style "font-family Calibri;font-size 14.6666666666667px;	Old Canberra Inn, 195 Mouat Str, Lyneham	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	19/11/2020	15/11/2020 10.27 PM	Environment & Heritage	Environmental	Noise amplified	From XXXXXXXXXXXXXXXX Sent Sunday, 15 November 2020 10 23 PMTo [REDACTED] Rohan <Rohan.[REDACTED]@act.gov.au>Subject Re Noise from Old Canberra Inn 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 Rohan It's almost 10.30 pm and I just wanted to let you know the noise levels are still continuing. Thanks XXXXXXXXXXXXXXXXXXXX Sent from my iPhone On 15 Nov 2020, at 9 26 pm, <span style "font-family Calibri;font-size 14.6	Old Canberra Inn - 195 Mouat St, Lyneham ACT 2602	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	14/11/2020	No Value	Air Pollution & Noise	Environmental	Noise people	Concert levels and bad language used from the DJ. I live on XXXXXXXXXXXXXXX st downer.... so about 5 km away and the music at was fine but the language in between from the DJ, every second word was the F word. Which sitting in my kitchen with my kids having dinner was not something I should have to put up with. I did call them to ask if they could watch the language but it just went through to message bank. I think the music started about 7... 7.30. Its not 9.07 and its still going.	OLD CANBERRA INN 195 MOUAT ST, LYNEHAM ACT 2602	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	14/11/2020	14/11/2020 04.24 PM	Air Pollution & Noise	Environmental	Noise amplified	Excessive noise coming from pub. As well ,I'm concerned about the decibels of the noise, as the low end of the music is making the glasses of my house to vibrate and shake. In the surrounds there are age care homes, whose occupants might be suffering the consequences as well	OLD CANBERRA INN 195 MOUAT ST, LYNEHAM ACT 2602	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	09/11/2020	06/11/2020 10.44 PM	Air Pollution & Noise	Environmental	Noise amplified	Environment Protection complaint Form data summary Customer service operator initials dctCaller name XXXXXXXXXXXXXXXX Complaint address OLD CANBERRA INN 195 MOUAT ST, LYNEHAMSuburb LYNEHAMPolice officer name Complaint type NoiseNumber of times complained about noise 2 or moreComplaint details Caller Advised That There is A Bar At Location Called The Old Canberra Inn That is Very Loud At 10 30pm In A Residential Area. He Has Called And Complained Many Times About Them And Nothing Seems To Be Getting Done.Inspector contacted Tracking code 2XSX27NTSubmission ID 2XSX27NT	Old Canberra Inn 195 Mouat Street, Lyneham	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	30/10/2020	30/10/2020 09.39 AM	Air Pollution & Noise	Environmental	Noise amplified	Environment Protection complaint Sent Friday, 23 October 2020 9 39 PM Form data summary Customer service operator initials KSCaller name XXXXX XXXXXXXX Complaint address OLD CANBERRA INN 195 MOUAT ST, LYNEHAMSuburb LYNEHAMPolice officer name Complaint type NoiseNumber of times complained about noise 1 Complaint details Caller Reporting Of Loud Music Noise Coming From The Old Canberra Inn Inspector contacted epaTracking code R55JSN8TSubmission ID R55JSN8T	No Value	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	09/11/2019	09/11/2019 04.38 PM	Air Pollution & Noise	Environmental	Noise amplified	Dear officer, I am living in [REDACTED] XX, XXXXXXX street, Lyneham. The old Canberra Inn is right in our neighborhoods. They have been playing music at an unbearably level ever weekend. I have contacted them on this issue but it hasn't get any better. Right now their music is getting so loud that it is affects my heartbeats. I can't imaging what level of heath damage that would made to many children and elders in the neighborhood. For the health of me and people can you please do something about it? Thank you very much!	195 Mouat Street, Lyneham ACT 2602	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham
	30/04/2019	27/04/2019 07.51 PM	Air Pollution & Noise	Environmental	Noise amplified	Complaint details Type of complaint Noise How many times has the caller phoned about the complaint previously? 0 Details Caller is Upset With A Pub Having An Outdoor Party. It is Called The Old Canberra Inn. He is Staying At The Canberra Lyneham Motor Inn Which is A Long Way Away From The Offender And Can Hear It Inside His Room Has this call been made after hours? Yes Time reported 19 45 Name of inspector to attend Luke	195 Mouat Street, Lyneham 2602	3227 EPA		Environmental	Environmental	Noise	Amplified	Lyneham

	24/01/2019	23/01/2019 08.19 PM	Environment & Heritage	Environmental	Noise amplified	Complaint details Type of complaint Noise How many times has the caller phoned about the complaint previously? 0 Details Caller Details Caller Type Customer / Resident Caller Name XXXXX XXXXX Contact Number XXXXXXXXXXXX Callers Address 195 Mouat Street, Lyneham ACT 2602 XX XXXXXXXXXXXX St Lyneham ACT 2602 Additional Details Incident Address 195 Mouat ST LYNEHAM ACT 2602 Smartform Details Previous calls number - Environmental Further Details - Has this call been made after hours? Yes Time reported 20 00 Name of inspector to attend Luke										
	05/01/2019	05/01/2019 09.01 PM	Air Pollution & Noise - NOT IN USE	Environmental	Noise amplified	The Old Canberra Inn has live bands and, like tonight, they assume they are allowed to have the music as loud as they like until 10pm (when they informed me the noise laws "kick in". I'm fairly sure the noise laws apply whatever time of day or night. Especially noise from live band amplifiers. As I live near the inn and don't want trouble from anyone involved in making this constant noise I feel worried to put my name onto this form.	195 Mouat St, Lyneham ACT 2602, Australia	3227 EPA	Environmental	Environmental	Noise	Amplified	Lyneham			
	17/09/2018	15/09/2018 09.27 PM	Air Pollution & Noise	Environmental	Noise amplified	Complaint details Type of complaint Noise How many times has the caller phoned about the complaint previously? 2 or more Details XXXXXXXXXX called to report excessive noise continuing throughout the day into the evening coming from the Old Canberra Inn, seems to be coming from a live event being held there with amplified music has noted that previous events like this have continued until 1am the following morning usually. Has this call been made after hours? Yes Time reported 21 25 Name of inspector to attend EPA F	Old Canberra Inn, 195 Mouat Street, Lyneham, ACT 2602	3227 EPA	Environmental	Environmental	Noise	Amplified	Lyneham			
	15/09/2018	15/09/2018 04.40 PM	Air Pollution & Noise	Environmental	Noise amplified	Amplified music commenced around 2pm this afternoon - complainant has mentioned it to the operators who reported it would continue until 10pm.	Old Canberra Inn, 195 Mouat St Lyneham ACT 2602	3227 EPA	Environmental	Environmental	Noise	Amplified	Lyneham			
	26/03/2018	24/03/2018 08.07 PM	Air Pollution & Noise	Environmental	Noise amplified	Complaint details Type of complaint Noise How many times has the caller phoned about the complaint previously? 0 Details loud music - since 2 pm Has this call been made after hours? B Yes Time reported 20 00 Name of inspector to attend n/a	195 Mouat St Lyneham	3227 EPA	Environmental	Environmental	Noise	Amplified	Lyneham			
	18/12/2017	16/12/2017 07.46 PM	Air Pollution & Noise	Environmental	Noise amplified	Complaint details Type of complaint Noise How many times has the caller phoned about the complaint previously? 0 Details very loud amplified music Has this call been made after hours? Yes Time reported 19 42 Name of inspector to attend N/A	195 Mouat St Lyneham	3227 EPA	Environmental	Environmental	Noise	Amplified	Lyneham			
18/12/2017	16/12/2017 08.58 PM	Air Pollution & Noise	Environmental	Noise amplified	Complaint details Type of complaint Noise How many times has the caller phoned about the complaint previously? 0 Details Loud music Has this call been made after hours? Yes Time reported 08 57 Name of inspector to attend NA	195 Mouat St Lyneham	3227 EPA	Environmental	Environmental	Noise	Amplified	Lyneham				