



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 2020-161

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)	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: RE: FOI Request - Clarified scope of request for ALDI Casey
Date: Tuesday, 25 August 2020 12:55:13 PM
Attachments: [image003.png](#)
[image001.png](#)

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.

Good morning,

Thank you for following up with me.

We kindly request any complaints received regarding delivery truck noise or operational issues of the ALDI Casey Loading Dock referring to the operation of the waste compactor.

We would also please request the inclusion of dates (2018-25 August 2020) and general addresses where available. We understand if complainant addresses are privileged information.

Warm regards,

[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: Tuesday, 25 August 2020 11:43 AM
To: CMTEDD FOI <CMTEDDFOI@act.gov.au>
Subject: RE: FOI Request - Noise Complaints for ALDI Casey

Good morning Kelly,

Apologies that I did not attach this to my previous email regarding the ALDI Kippax Store. I am hoping you are kindly able to assist me with this also.

I am **also** requesting the further complaints on behalf of my company, [REDACTED], as we are using these complaints to inform our client town planning advice.

We kindly request any complaints received regarding truck noise or any other operational issues pertaining to the ALDI Casey Store and ALDI Loading Dock between 2018-2020.

We understand that the personal details of individuals who wrote complaints may be privileged

information, however we do not request or need this personal information, we only request the nature of the complaints.

Whatever can be done so that we can see what the basis for those complaints were would be greatly appreciated.

The site details are as follows:

Street Address: Casey Market Town, 15 Kingsland Parade, Casey NSW 2913

I can be reached on my mobile, [REDACTED] if you have any questions at all. Thank you for your time!

Warm regards,

[REDACTED]



From: Yule, Kelly-Jane <Kelly-Jane.Yule@act.gov.au> **On Behalf Of** CMTEDD FOI

Sent: Tuesday, 25 August 2020 11:30 AM

To: [REDACTED]

Subject: FOI Request - Noise Complaint

OFFICIAL

Good morning [REDACTED]

As per our discussion on the phone just now all you need to do to lodge a Freedom of Information request is reply to this email and specify exactly what information you are seeking access to. If we have any questions we will contact you.

I look forward to receiving your request.

Kind regards

Kelly-Jane Yule | Freedom of Information Coordinator | Information Access Team

Ph: 02 6207 7754

Corporate | Chief Minister, Treasury and Economic Development Directorate | ACT Government

Level 2, Canberra Nara Centre | GPO Box 158 Canberra ACT 2601 | www.act.gov.au

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ACT
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Chief Minister, Treasury and
Economic Development

Our ref: CMTEDDFOI 2020-161

[REDACTED]

via email: [REDACTED]

Dear [REDACTED]

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 25 August 2020, in which you sought access to:

- We kindly request any complaints received regarding truck noise or any operational issues of the waste compactor pertaining to the ALDI Casey Store and ALDI Loading Dock between 2018-2020. Street Address: Casey Market Town, 15 Kingsland Parade, Casey 2913

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 with section 40 of the Act, CMTEDD was required to provide a decision on your access application by 22 September 2020.

Decision on access

A search of CMTEDD records has failed to identify any documentation in relation to 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

Pursuant to *Freedom of Information (Fees) Determination 2017 (No 2)* processing charges are not applicable for this request because there are no documents available to be processed.

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 3 days after the date of my decision. Your personal contact details will not be published. You may view the CMTEDD disclosure log at: <https://www.cmtedd.act.gov.au/functions/foi/disclosure-log-2020>.

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 made 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



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

1 September 2020