



ACT
Government

Economic Development



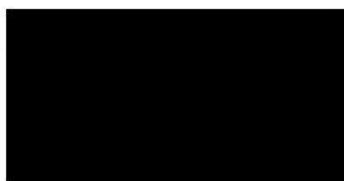
ABN 204 199 255 79

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470 Northbourne Avenue
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GPO Box 158 Canberra ACT 2601

Phone: (02) 6205 0600
Fax: (02) 6207 5101
Email: lda@act.gov.au
Web: lda.act.gov.au

Our ref: LDA 7/15-16



Dear [REDACTED]

Freedom of Information Request – Proposed North Weston Petrol Station and Fast Food Outlet

I refer to your request submitted under section 14 of the *Freedom of Information Act 1989* (the Act), received by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 4 November 2015, and, as previously confirmed also being responded to by the Environment and Planning Directorate. Your request seeks access to documents related to functions delivered by the Land Development Agency (LDA).

You are specifically seeking the following:

The technical amendment to allow the petrol station relied almost exclusively on a feasibility and site selection study conducted by the LDA that identified the current site based on a cost/profit analysis for the government. However, the LDA and EPD refused to publish the study until after the consultation period had finished. Once the study was published, it became apparent that the site proposed in the technical amendment was at a significantly different location to that recommended by the study. I seek any documentation held by either the LDA or EPD that provides any information relevant to this discrepancy. In particular, but not exclusively, I am seeking information that will provide information on the LDA's decision to put forward a technical amendment that differed from the recommendation of the study and the EPDs decision to approve the amendment despite this discrepancy.

I appreciate your patience throughout the processing of your request and apologise for any inconvenience caused by the delays.

Decision Maker

I am authorised under section 22 of the Act and have been appointed to make a decision as to the imposition of charges and the provision of access to documents that fall within the scope of your request.

Charges

I have decided under section 29 of the Act not to impose processing charges for this request.

Identification of Documents

Officers from the LDA have conducted searches of paper and electronic files for documents that fall within the scope of your request. Four documents have been located as identified in the scheduled attached to this letter.

Decision on Access

In accordance with section 21 of the Act, I have decided to fully release all documents.

Your Right of Review

Internal Review

Under section 59 (1) of the Act, you may request a review of my decision. You have 28 days after receiving notice of my decision to ask for a review, or a further period as allowed by the Chief Executive Officer.

Your request should be addressed to:

Chief Executive Officer
Land Development Agency
GPO Box 158
CANBERRA ACT 2601

Complaints to the Ombudsman

Under section 54 of the Act, you may complain to the Ombudsman about administrative matters relating to the processing of your Freedom of Information request. There is no fee for making a complaint. The Ombudsman will conduct an independent investigation into your complaint.

You can contact the Ombudsman either by telephone on 1300 362 072 or in writing to:

The Ombudsman
GPO Box 442
CANBERRA ACT 2601

Online FOI Policy

I have assessed your request for information under the ACT Government's Online Freedom of Information Publication Policy and have determined that the documents

relevant to your request, not including your original application, will be published online. Personal Information or business information will not be made available under this policy. If you think the content of your request would contain such information, please inform the Freedom of Information Coordinator immediately on (02) 6207 8175.

A copy of the policy, with details about what information may be published on the Internet, is available online at:

http://www.cmd.act.gov.au/data/assets/pdf_file/0016/250333/FOI_Web_Release_Policy_-_Final.pdf.

Should you have any queries regarding this matter, please contact me on
(02) 62057346



Tom Gordon
Executive Director, Land Development
Land Development Agency
GPO Box 158, Canberra City ACT 2601

2 February 2016