



Freedom of Information Request – Manuka Oval Redevelopment

I refer to your application under section 14 of the *Freedom of Information Act 1989* (the Act), received by the Environment and Planning Directorate (EPD) on 6 April 2016, in which you requested the following documents:

- "1. The ACT Government's Manuka Oval Master Plan as at 1 January 2014, whether in draft or final form.*
- 2. Records of discussions since 1 January 2014 between the ACT Government and Grocon concerning any land development at or in the vicinity of Manuka Oval;*
- 3. Records of discussions since 1 January 2014 between the ACT Government and the GWS Giants concerning any land development at or in the vicinity of Manuka Oval;*
- 4. Documents recording any agreements or understanding relating in any way to Manuka Oval entered into between the ACT Government and Grocon since 1 January 2014;*
- 5. Documents recording any agreements or understanding relating in any way to Manuka Oval entered into between the ACT Government and GWS Giants since 1 January 2014;*
- 6. Plans, concept plans, architect's drawings or sketches concerning any land development at or in the vicinity of Manuka Oval submitted by Grocon since 1 January 2014.*
- 7. Plans, concept plans, architect's drawings or sketches concerning any land development at or in the vicinity of Manuka Oval submitted by GWS Giants since 1 January 2014*
- 8. Records of discussions or drawings or sketches that relate to any proposed linking of Manuka Oval with the Kingston Foreshore originating from Grocon since 1 January 2014*
- 9. Records of discussions or drawings or sketches that relate to any proposed linking of Manuka Oval with the Kingston Foreshore originating from GWS Giants since 1 January 2014.*
- 10. Records of discussions or drawings or sketches that relate to any proposed linking of Manuka Oval with the Kingston Foreshore originating from any other person or entity other than the GWS Giants or Grocon since 1 January 2014.*
- 11. Any discussions or papers since 1 January 2014 in relation to how unsolicited development proposals should be handled by the ACT Government, and any advice or advocacy since 1 January 2014 that any particular route, option, procedure or protocol should be followed in handling any proposal received from the GWS Giants or Grocon, couched either in general terms (in that the contents of the material make no explicit reference to any proposal received from the GWS Giants or Grocon) or explicitly (in that the contents of the material make it clear that the material address the handling of a proposal received from the GWS Giants or Grocon). "*

I am an officer authorised to make a decision in respect of a request for information, under section 22 of the Act.

Schedule detailing decisions

Please refer to the attached schedule that lists decisions regarding access to all documents, which have been identified as relevant to your request. The terms used on the schedule are either 'Release', 'Partial release' or 'Exempt'. Where an exemption is made, a reference will be made on the schedule to the relevant section or combinations of sections of legislation that apply to the decision.

Duplicate documents are listed on the schedules, however where possible I have included only one copy with the released documents.

Please be advised that the proposal has not reached Development Application stage and therefore the records held by EPD on this subject are minimal.

Some part of your request relate to documents held by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD). These documents will be provided to you as part of the FOI Package CMTEDD is preparing for you.

Decision

The Directorate has identified 42 documents in its possession that meet the scope of your request, as identified in the schedule attached to this letter.

Under the Act, documents may be exempt or provided to applicants with deletions and I have decided to exempt some parts of some documents under section 41 (Documents relating to personal privacy).

Personal Privacy

Section 41 of the Act provides:

- 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).*

Review rights

My decision is appealable under the Act. This means that if you are dissatisfied with this outcome you have a right to seek a review under section 59 of the Act. This right of review extends to a review of the adequacy of the search for documents undertaken by EPD. If you wish to seek a review you should write to:

The Director-General
Environment and Planning Directorate
GPO Box 1908
CANBERRA ACT 2601

Email: EPDFOI@act.gov.au

You have 28 days from the date of this letter to seek a review of the outcome or such other period as the Director-General permits.

Under section 54 of the Act, if you are concerned about the processing of your request or related administrative matters, you may complain to the Ombudsman, who may conduct an independent investigation into your complaint. There is no fee for this, and the contact details are as follows:

The Ombudsman
GPO Box 442
CANBERRA ACT 2601

Email: ombudsman@ombudsman.gov.au

Online FOI Publication Policy

Please be aware that under the ACT Government's "*Online FOI Publication Policy*" (the Policy), information released to you under this Freedom of Information Application may be released on the internet.

Personal information or business affairs information will not be made available under the policy. If you think the content of your request would contain such information, please inform our contact officer immediately.

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/open_government/report/freedom_of_information_online

If you have any queries in relation to this matter please contact EPD's Customer Service Centre on 6207 1923 and ask for the Information Management Team.

Yours sincerely



Bruce Fitzgerald
Director
Finance and Operations

24 May 2016