



**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 2022-077

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Documents and schedule	No
4. Additional information identified	No
5. Fees	N/A
6. Processing time (in working days)	8
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:** [EPSDFOI](#)  
**To:** [CMTEDD FOI](#)  
**Subject:** Potential partial transfer - Phillip Pool and Ice skating rink - Block 2, Section 22 - 1, 3, 5 IRVING STREET, Phillip  
**Date:** Tuesday, 8 March 2022 2:25:41 PM

---

OFFICIAL

Hi Team,

As discussed briefly with Matt, can you please advise if you will accept a partial transfer of the attached application?

The request is for:

1. *"the full planning report or documentation provided to the Planning Minister in 2008 which recommended the granting of a 99 year lease to Glencora Pty Ltd for PHILLIP: Block 2, Section 22 - 1, 3, 5 IRVING STREET, Phillip, ACT 2606. This may include emails between the then Planning Minister and the ACT Planning and Land Authority.*
2. *a Copy of second 99 year lease granted in 2015 -2016, for Block 2, Section 22*
3. *copies of any inspections of the facility by Access Canberra or Sports and Recreation as per the lease requirements, regarding safety, pool maintenance and general cleanliness"*

EPSDD will respond to points one and two, however we do not hold information relevant to point three.

thanks

Rachel

**Rachel U'Ren** (she/her) | Information Governance Officer  
**Phone:** (02) 6207 1923 | Email: [epsdfoi@act.gov.au](mailto:epsdfoi@act.gov.au)  
**Information Governance** | Environment, Planning and Sustainable Development Directorate | **ACT Government**  
Level 5, Scarlet Robin, 480 Northbourne Avenue, Dickson | GPO Box 158 Canberra ACT 2601  
[www.environment.act.gov.au](http://www.environment.act.gov.au) | [www.planning.act.gov.au](http://www.planning.act.gov.au)

Working days: Monday, Tuesday, Thursday, Friday

---

**From:** [REDACTED]  
**Sent:** Friday, 25 February 2022 10:17 AM  
**To:** EPSDFOI <EPSDFOI@act.gov.au>  
**Subject:** Phillip Pool and Ice skating rink - Block 2, Section 22 - 1, 3, 5 IRVING STREET, Phillip, ACT 2606

**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,

Under the Freedom of information Act 2016, I [REDACTED] am seeking the full planning report

or documentation provided to the Planning Minister in 2008 which recommended the granting of a 99 year lease to Glencora Pty Ltd for PHILLIP: Block 2, Section 22 - 1 , 3, 5 IRVING STREET, Phillip , ACT 2606. This may include emails between the then Planning Minister and the ACT Planning and Land Authority.

Also a Copy of second 99 year lease granted in 2015 -2016, for Block 2, Section 22 .

Also copies of any inspections of the facility by Access Canberra or Sports and Recreation as per the lease requirements, regarding safety,pool maintenance and general cleanliness .

Yours Sincerely





**ACT**  
Government

Chief Minister, Treasury and  
Economic Development

Our ref: CMTEDDFOI 2022-077



## **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 9 March 2022, in which you sought access to copies of any inspections by Access Canberra, or Sports and Recreation, as per the lease requirements, regarding safety, pool maintenance and general cleanliness of Glencora Pty Ltd located on Block 2, Section 22 - 1, 3, 5 IRVING STREET, Phillip, ACT 2606.

### **Authority**

I am an Information Officer appointed by the Director-General 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 7 April 2022.

### **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. The Information Access team also consulted Worksafe ACT and ACT Health, however no information relevant to your request were found.

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. A description of the access application and my decision will be

published in the CMTEDD disclosure log between 3-10 days from the date of 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](mailto: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 02-62077754 or email [CMTEDDFOI@act.gov.au](mailto:CMTEDDFOI@act.gov.au).

Yours sincerely,



Katharine Stuart  
Information Officer  
Information Access Team  
Chief Minister, Treasury and Economic Development Directorate

22 March 2022