



**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 2023-004

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)	19
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:** [EPSDFOI](#); [CMTEDD FOI](#); [REDACTED]  
**Subject:** Re: Freedom of Information Decision - FOI-22/135476 – Block 23 Section 41 Lyneham  
**Date:** Wednesday, 11 January 2023 3:43:39 PM

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**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. [Learn why this is important](#)

Thank you for your email EPSDFOI team.

We very much appreciate the effort that went into collecting these documents.

There appears to be some documents or correspondence missing from late 2016 till 2018.

Aerial imagery from ACTmapi and Google Earth show that the current carpark was sealed in late 2016.

As custodians of the site, it's reasonable to assume that the government must (or should) be aware of what's happening on the site?

If the site was developed without development approval, by the Brindabella Christian College, on their own initiative, what correspondence was communicated withing ACT Government regarding the development on the public land site?

Was the development discussed at all?

I am sorry to put in another request, but could documents regarding the development of the car park please be shared with the community?

Could this please be actioned as a new request,

Thank you.

[REDACTED]

[REDACTED]

On Wed, 11 Jan 2023, 2:54 pm EPSDFOI, <[EPSDFOI@act.gov.au](mailto:EPSDFOI@act.gov.au)> wrote:

OFFICIAL

Dear [REDACTED]

**Freedom of Information Decision - FOI-22/135476 – Block 23 Section 41 Lyneham**

Please find attached the decision letter and schedule of documents in relation to your access application requested under the *Freedom of Information Act 2016*.

Due to the total size and number of documents to be provided it is not ideal to send the documents via email. The documents will be available to download via a program called *Objective Connect*.

An automated email invitation will be sent from *Objective Connect* shortly that you will need to accept to access the workspace. You will be prompted with instructions on how to create a user login. Once this is done, the documents will be available for you to download.

If you have any difficulty accessing the documents, please do not hesitate to contact me via [EPSDFOI@act.gov.au](mailto:EPSDFOI@act.gov.au) or (02) 6207 7912.

The FOI application, decision letter, schedule and documents will be published on the [EPSDD Disclosure Log](#) in the next 3 to 10 working days, your personal details will not be published.

The EPSDD FOI team can be contacted on (02) 6207 1923 or [EPSDFOI@act.gov.au](mailto:EPSDFOI@act.gov.au)

Kind regards

**Angelina Aloisi** (*she/her*) | Information Governance Officer

Phone: 6207 7912 | Email: [Angelina.Aloisi@act.gov.au](mailto:Angelina.Aloisi@act.gov.au)

Information Governance | Governance, Compliance and Legal

**Environment, Planning and Sustainable Development Directorate | ACT Government**

480 Northbourne Avenue, Dickson | GPO Box 158, Canberra ACT 2601 | [www.act.gov.au](http://www.act.gov.au)

We acknowledge the Traditional Custodians of the ACT, the Ngunnawal people. We acknowledge and respect their continuing culture and the contribution they make to the life of this city and this region.

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This email, and any attachments, may be confidential and also privileged. If you are not the intended recipient, please notify the sender and delete all copies of this transmission along with any attachments immediately. You should not copy or use it for any purpose, nor disclose its contents to any other person.

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**ACT**  
Government

Chief Minister, Treasury and  
Economic Development

Our ref: CMTEDD FOI 2023-004

[REDACTED]  
[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 **11 January 2023**, in which you sought access to documents relating to the sealing/development of the Lyneham oval car park.

### **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 of section 40 of the Act, CMTEDD was required to provide a decision on your access application by **9 February 2023**.

### **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 as no documents are being released to you.

### **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 after 13 February 2023. 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 6207 7754 or email [CMTEDDFOI@act.gov.au](mailto:CMTEDDFOI@act.gov.au).

Yours sincerely,



Emma Hotham  
Information Officer  
Information Access Team  
Chief Minister, Treasury and Economic Development Directorate

7 February 2023