



ACT
Government

Chief Minister, Treasury and
Economic Development

Freedom of Information Disclosure Log Publication Coversheet

The following information is provided pursuant to section 28 of the *Freedom of Information Act 2016*.

Application Details	
Ref. No.	CMTEDDFOI 2024-071
Date of Application	8 March 2024
Date of Decision	21 March 2024
Processing time (in working days)	8
Fees	Waived
Decision on Access	Full Release
Information Requested (summary)	Annual car parking revenues since 2018.
Publication Details	
Original application	<input checked="" type="checkbox"/> Published <input type="checkbox"/> N/A
Decision notice	<input checked="" type="checkbox"/> Published <input type="checkbox"/> N/A
Documents and schedule	<input type="checkbox"/> Published <input checked="" type="checkbox"/> N/A
Decision made by Ombudsman	N/A
Additional information identified by Ombudsman	N/A
Decision made by ACAT	N/A
Additional information identified by ACAT	N/A

From: [CMTEDD FOI](#)
To: [TCCS_FreedomOfInformation](#)
Cc: [CMTEDD FOI](#)
Subject: RE: CMTEDDFOI 2024-071 - Transfer request: FOI request for car parking revenues
Date: Friday, 8 March 2024 9:40:23 AM

OFFICIAL

Good morning Sam,

We will take full transfer of the request from today.

Thank you and have a good day.

Kind Regards,

Chris

Freedom of Information Coordinator | Information Access Team

Phone: 02 6207 7754 | Email: CMTEDDFOI@act.gov.au

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

Level 1, 220 London Circuit, Canberra ACT 2601 | GPO Box 158 Canberra ACT 2601 | act.gov.au

-----Original Message-----

From: TCCS_FreedomOfInformation <TCCS.FOI@act.gov.au>

Sent: Wednesday, March 6, 2024 6:40 AM

To: CMTEDD FOI <CMTEDDFOI@act.gov.au>

Subject: CMTEDDFOI 2024-071 - Transfer request: FOI request for car parking revenues

OFFICIAL

Good morning team,

TCCS has received an access application relating to car parking revenue. From initial searches, it appears this type of information may fall within parking operations functions. Can you please advise if the requested information is held by CMTEDD? If so, does CMTEDD accept a full transfer of the application?

Kind regards,

Sam

Samantha Irons | Assistant Director

Phone: 02 6207 9242 | Email: TCCS.FOI@act.gov.au Information Access | Procurement, Legal and

Information Access | Transport Canberra and City Services Directorate | ACT Government

480 Northbourne Avenue, Dickson 2602 | GPO Box 158 Canberra ACT 2601 | www.act.gov.au

-----Original Message-----

From: [REDACTED]

Sent: Monday, March 4, 2024 7:25 PM

To: TCCS_FreedomOfInformation <TCCS.FOI@act.gov.au>

Subject: FOI request for car parking revenues

[You don't often get email from [REDACTED]. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

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<<http://www.act.gov.au/emailsecurity>>

Dear TCCS

Please inform me of annual car parking revenues, for each available year since 2018.

The 2019-18 budget papers showed \$118.997 million for 2016-17, and projected revenues of up to \$20.934 million in the four following years.

I cannot find more recent car parking revenue information on the ACT government website.

Thanks in advance.





FREEDOM OF INFORMATION REQUEST – NOTICE OF DECISION

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), transferred to the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) from Transport Canberra & City Services Directorate (TCCS) on 8 March 2024.

Specifically, you have sought access to the following information:

“Please inform me of annual car parking revenues, for each available year since 2018. The 2019-18 budget papers showed \$118.997 million for 2016-17, and projected revenues of up to \$20.934 million in the four following years...”

Authority

I am an Information Officer appointed by the CMTEDD 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 within 30 days.

Therefore, a decision is due by **22 April 2024**.

Decision on access

Searches were completed for relevant information and the business area has generated a written response.

The following information was located in response to your request for information. I have decided to grant full access to this information:

Total Territory Consolidated Parking Fees (\$'000) – Actual Outcomes

2017-2018	2018-2019	2019-2020	2020-2021	2021-2022	2022-2023
16,816	19,238	18,035	18,102	12,447	15,993

Statement of Reasons

In accordance with section 54(2) of the Act a statement of reasons outlining my decisions is below. In reaching my access decisions, I have taken the following into account:

- the Act
- the information that falls within the scope of your request

As a decision maker, I am required to determine whether the information within scope is in the public interest to release. To make this decision, I am required to:

- assess whether the information would be contrary to public interest to disclose as per **Schedule 1** of the Act.
- perform the public interest test as set out in section 17 of the Act by balancing the factors favouring disclosure and factors favouring non-disclosure in **Schedule 2** of the Act.

No Schedule 1 factors were identified for the information in scope.

Public Interest Test

The Act has a presumption in favour of disclosure. As a decision maker I am required to decide where, on balance, public interest lies. As part of this process, I must consider factors favouring disclosure and non-disclosure.

In *Hogan v Hinch* (2011) 243 CLR 506, [31] French CJ stated that when ‘used in a statute, the term [public interest] derives its content from “the subject matter and the scope and purpose” of the enactment in which it appears’. Section 17(1) of the Act sets out the test, to be applied to determine whether disclosure of information would be contrary to the public interest. These factors are found in subsection 17(2) and Schedule 2 of the Act.

Schedule 2: Factors to be considered when deciding the public interest.

Taking into consideration the information contained in the documents found to be within the scope of your request, I have identified that the following public interest factors are relevant to determine if release of the information contained within these documents is within the ‘public interest’.

Factors favouring disclosure (Section 2.1)

- Section 2.1(a)(ii) - contribute to positive and informed debate on important issues or matters of public interest.

I have placed substantial weight on the above factor favouring disclosure. It is reasonable to expect that information about this topic may be of interest to others within the community and contribute to informed debate about issues of interest.

Factors favouring nondisclosure (Section 2.2)

I did not identify any factor favouring nondisclosure and have decided to release this information to you in full.

Charges

Processing charges are not applicable for this request because the number of pages released to you is below the charging threshold of 50.

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 will be published on the CMTEDD disclosure log. Your personal contact details will not be published.

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 provided to you, 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
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 the Information Access Team by telephone on 6207 7754 or email CMTEDDFOI@act.gov.au.

Yours sincerely,



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

21 March 2024