



FREEDOM OF INFORMATION REQUEST

I refer to your application received by Access Canberra on 9 January 2016 in which you sought access, under the *Freedom of Information Act 1989* (the Act), to:

- An itemised spreadsheet relating to every stage as part of the project to deploy the Point to Point safety camera on Athlon Drive dating from 2012, including the scoping, installation, testing, maintenance, removal and storage of the hardware until it can be redeployed;
- Costing for the disposal of the hardware (if applicable);
- Itemised breakdown of infringements issued over the time that the camera was in operation broken down by year and speeds; and
- Release of any reports that advice against the installation of the safety camera due to concerns regarding the multiple intersections along the route.

I am the officer authorised under section 22 of the Act to make a decision in relation to your request.

In response to point one of your requests please note the Act does not require an agency to make available information which is not in its possession in documentary form nor does it require an agency to collect together information from a number of documents in its possession to create a new document.

Furthermore although the Act facilitates the objective of public access to documents, access is subject to a number of exemption provisions as set out by the Act.

Documents in your request are subject to exemptions as set out by:

- Section 11(1)(a) of the Act details that a person is not entitled to obtain access under this part to a document that is open to public access, as part of a public register or otherwise, in accordance with another enactment where that access is subject to a fee or other charge.
- Section 41(1) of the Act details that information may be exempt from release if disclosure under the Act would unreasonably release personal information. In

your request personal information includes names, e-mail addresses and bank account details.

I have decided that the documents you requested at point two are to be partially released in accordance with the above mentioned exemption provision, s41(1). Please see the attached schedule detailing what will be released to you.

Point three of your request is exempt under section 11(1)(a). This information can be obtained, for a fee, by contacting Mr Chris Polzin, Business Information Manager, at Chris.Polzin@act.gov.au.

Access Canberra does not hold any documents that relate to point four of your request. Any such documents may potentially be found at:

http://www.cmd.act.gov.au/open_government/foi/jacsd/athllon-drive-point-to-point-speed-cameras which was published online on 13 December 2013.

I have also 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, including your original application and this decision letter, **will** be published online. For more information about the ACT Government's Online Freedom of Information Publication Policy, visit the link below.

http://www.cmd.act.gov.au/open_government/report/freedom_of_information_online

You have the right to seek a review of the outcome under section 59 of the Act within 28 days from the date of this letter, or such other period as the Director-General permits. This right of review extends to a review of the adequacy of the search for documents undertaken by the Directorate. Requests for review should be submitted to the following address:

The Director-General
Chief Minister, Treasury, and Economic Development Directorate
C/- Freedom of Information Officer
GPO Box 158
CANBERRA ACT 2601

You also have the right to contact the Ombudsman regarding the processing of your request and you may contact the Ombudsman's Office at the following address:

The Ombudsman
GPO Box 442
CANBERRA ACT 2601

If you have any queries concerning the Directorate's processing of your request, or would like further information, please contact the FOI Coordinator, Matt Leonard on 6207 3417.

Yours sincerely



Brett Swale
Decision Maker
Senior Manager, Transport Licensing
Access Canberra

16 February 2017