

2018

**THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL
TERRITORY**

Transport Canberra and City Services

**Notice provided to the Ombudsman under Section 39 of the *Freedom of
Information Act 2016***

Presented by

Meegan Fitzharris MLA

Minister for Transport Canberra and City Services

10 May 2018

Madam Speaker, today I am tabling a notice provided to the Ombudsman by the Transport Canberra and City Services Directorate as required under the *Freedom of information Act 2016* (Section 39(1)(c) – when a decision on an application for access to information is not made within the time allowed in the Act. That time is 20 working days.

An application under the FOI Act was received in the Directorate on 3 April 2018 for access to documents.

An administrative delay in the processing of the decision led to the delay in responding to the applicant. The need for an extension was not identified at the time of processing the application.

TCCS, like all Government agencies, is committed to the principles of the FOI Act and in particular to ensure the rights of individuals' access to all government information that falls within the Act.

Thank you



ACT
Government

Transport Canberra
and City Services

Mr Ken Richards
Acting Director
ACT Freedom of Information
ACT Ombudsman

By email: actfoi@ombudsman.gov.au

Dear Mr Richards,

Freedom of information request – Decision not made in time

I refer to an access application received by the Transport Canberra and City Services Directorate on 3 April 2018 made under the *Freedom of information Act 2016* (the Act), seeking:

a list of all documents and attachments related to the ACT Government's Waste Feasibility Study market sounding, specifically dates and titles of all submissions and by whom they were made, and dates and titles of their respective documents and attachments.

I am writing to notify you under section 39 of the Act that a decision regarding release of the requested information was not made in the time allowed under section 40, the due date being 2 May 2018. No extension was sought under section 41 or section 42 of the Act.

The decision was made and documents released, in part, on the 3 May 2018.

Yours sincerely

Kristine Scheul
Director
Legal and Contracts
4 May 2018