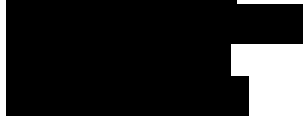




ACT
Government

Major Projects Canberra

Schedule 2.2 (a)(ii)



Via email: Schedule 2.2 (a)(ii)

Schedule 2.2 (a)(ii)

FREEDOM OF INFORMATION REQUEST - MPCFOI2021/04

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by Major Projects Canberra on 11 May 2021, in which you sought access to:

In relation to contract 2017.22501.330 for \$14,471,098.94 to Guideline ACT:

- *documentation which led to awarding the contract eg preliminary analysis of the site, surveys, modelling, what was needed to be done etc. **Anything prior to 1/1/2020***
- *the business cases for both Isabella weir upgrade \$10M and for the wetlands \$4M. The latter being required expenditure under the ACT Healthy Waterways ACT financial commitment.*
- *Plus any associated technical reports eg hydrology and water quality reports.*

You agreed to final reports only – no drafts are required and this request does not include procurement documentation such as tender responses and internal tender evaluation plans and tender evaluation reports

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.

Major projects Canberra was required to provide a decision on your access application by 26 July 2021.

Decision on access

Searches were completed for relevant documents and 19 documents were identified that fall within the scope of your request.

My decision in relation to the documents relevant to your request is summarised as follows:

- full release of 3 documents; and

- partial release of 16 documents.

Documents that are partially released contain information that I have decided:

- is taken to be contrary to the public interest to disclose in accordance with section 16 and Schedule 1 of the Act; or
- would, on balance, be contrary to the public interest to disclose under the test set out in section 17 of the Act; or
- is outside of the scope of your request.

I have included as Attachment A to this decision the schedule of relevant documents.

This provides a description of each document that falls within the scope of your request and the access decision for each of those documents.

The documents released to you are provided at Attachment B to this letter.

Online Publishing – Disclosure Log

Under section 28 of the Act, MPC maintains an official online record of access applications called a disclosure log. Your original access application and my decision will be published in the MPC disclosure log between three (3) and ten (10) days after the date of the decision. You may view the MPC disclosure log at <https://www.act.gov.au/majorprojectscanberra>.

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 the MPC disclosure log, or a longer period allowed by the Ombudsman.

If you wish to request a review of my decision 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 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 Street
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) 6205 5466 or email MPCFOI@act.gov.au.

Yours sincerely

Schedule 2.2 (a)(i)

Nikki Pulford
Information Officer
Major Projects Canberra

26 July 2021