

Our reference: **FOI20/35**

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

DECISION ON YOUR ACCESS APPLICATION

I refer to your application under section 30 of the *Freedom of Information Act 2016* (FOI Act) received by ACT Health Directorate (ACTHD) on Thursday 25 June 2020.

This application requested access to:

“All documents, including relevant correspondence between the ACT Planning and Land Authority or its successors, Directorates and the Hospital:

- (a) which indicate the Health Directorate and/or the Canberra Hospital was advised of the Garran Neighbourhood Plan and, in particular, the sections of it which relate to the Hospital, and*
- (b) from the time the planning for the SPIRE Centre on the Canberra Hospital campus commenced in 2015-2016, any documents which record that the Garran Neighbourhood Plan [where it relates to the Hospital] was specifically referred to by the agencies involved in the work on the planning of the Centre.”*

I am an Information Officer appointed by the Director-General of ACTHD under section 18 of the FOI Act to deal with access applications made under Part 5 of the Act. ACTHD was required to provide a decision on your access application by **Thursday 23 July 2020**.

Decisions

A thorough search has been conducted of records held by the Directorate and no documents relevant to the scope of your request are held. ACTHD conducted a consultation process with the Environment, Planning and Sustainable Development Directorate with a view to transferring your request. Following this process, it is my decision that no documents are held by either Directorate in accordance with section 35(1)(b).

Charges

Processing charges are not applicable to this request.

Disclosure Log

Under section 28 of the FOI Act, AHD maintains an online record of access applications called a disclosure log. The scope of your access application, my decision and documents released to you will be published in the disclosure log not less than three days but not more than 10 days after the date of this decision. Your personal contact details will not be published.

<https://www.health.act.gov.au/about-our-health-system/freedom-information/disclosure-log>.

Ombudsman review

My decision on your access request is a reviewable decision as identified in Schedule 3 of the FOI 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 ACT Health's 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 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/>

Further assistance

Should you have any queries in relation to your request, please do not hesitate to contact the FOI Coordinator on (02) 5124 9831 or email HealthFOI@act.gov.au.

Yours sincerely



Liz Lopa
Executive Group Manager
Strategic Infrastructure Division

9 July 2020