

FREEDOM OF INFORMATION COVERSHEET

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

FOI reference: TCCSFOI 2018-067

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Schedule and documents	n/a
4. Additional information identified	No
5. Fees	n/a
6. Processing time (in working days)	24 days (extension granted)
7. Decision made by Ombudsman	n/a
8. Additional information identified by Ombudsman	n/a
9. Decision made by ACAT	n/a
10. Additional information identified by ACAT	n/a



Tel: [Redacted]
 Fax: [Redacted]
 DX: [Redacted]
 Email: [Redacted]
 Web: [Redacted]

[Redacted]

[Redacted]

Toll Free Tel: [Redacted] Fax: [Redacted]

9 August 2018

Our Ref: [Redacted]
 Your Ref: [Redacted]

Transport Canberra & City Services
 GPO Box 158
 CANBERRA CITY ACT 2601

By Email: TCCS.FOI@act.gov.au

Dear Sir/Madam

[Redacted]

We act on behalf of the abovenamed in relation to her personal injury claim arising from a [Redacted] at the intersection of Gungahlin Drive and Kosciusko Drive, Gungahlin ACT 2912.

We are instructed by our client that while proceeding through the above intersection on [Redacted] [Redacted] had a green light. The other driver involved in the subject accident also claims that he proceeded on a green light.

We seek to obtain access to information under *Freedom of Information Act 2016* held by you in regards to the following:

- i) Copies of any reports, notifications regarding faulty traffic lights at the above intersection for the period between [Redacted] 2018 and [Redacted] 2018.
- ii) Copies of any documents evidencing any repairs attended to the traffic lights at the above intersection for the period between [Redacted] 2018 and [Redacted] 2018.

Please find enclosed Freedom of Information – Access Application Form.

We look forward to hearing from you.

Yours faithfully,
 [Redacted]

[Redacted]

[Redacted]

[Redacted]



Freedom of Information – Access Application Form

PRIVACY NOTICE

The personal information you supply on this form will only be used for the purpose of processing your request. Your application must include an email or postal address to which the respondent can send notices under the Act. If all or some of this information is not collected, [AGENCY] may not be able to communicate with you, inhibiting their obligations under the Act. This could mean the request cannot be dealt with. Your personal information will not be disclosed to a third party without your consent unless statutory obligations require otherwise.

The [AGENCY] Privacy Policy contains information on how you can access or seek to correct any of your personal information that is held by the [AGENCY], as well as the process for lodging a complaint about an alleged breach of the *Information Privacy Act 2014*. The Privacy Policy can be found on the [AGENCY] website at [WEBSITE].

Applicant details	
I wish to make an access application to [AGENCY] under the <i>Freedom of Information Act 2016</i> .	
Name	[REDACTED]
Address (where notices relating to this request can be sent – either postal or electronic)	[REDACTED]
Telephone Contact Residential	[REDACTED]
Telephone Contact Mobile	
Email Contact	[REDACTED]

What documents are you requesting under the Act?	
<ul style="list-style-type: none">• To help [AGENCY] process your request, please include enough detail in your application so that we can fully understand what government information you want.• You may wish to include a statement about how the release of information is in the public interest.• If your application is for access to your own personal information you must include evidence of your identity. If you are an agent acting for an applicant, please supply evidence of your authorisation and evidence of the identity of the agent.• If for reasons in section 30 of the Act is not compliant and your application cannot be processed, [AGENCY] will take reasonable steps to assist you and give you reasonable time to amend your application if you wish.	
I would like	a copy of these documents sent to the above address OR to inspect these document



Fee Waiver

If you wish to apply for a fee waiver, the Act sets out a number of provisions to do so:


- The information being requested was previously publicly available but no longer is.
- The information being requested is of special benefit to the public (Ombudsman guidelines see Section 66).
- The applicant is a concession card holder and demonstrates a material connection with the information requested (concession cards include a current health care or pensioner card issued under the Social Security Act 1991, a current pensioner concession card issued in relation to a pension under the Veterans' Entitlements Act 1986 or the Military Rehabilitation and Compensation Act 2004, a current gold card, or a card prescribed by regulation).
- The applicant is a not-for-profit organisation and the application relates to the activities or purposes of the organisation.
- The applicant is a member of the Legislative Assembly.

[AGENCY] must waive any fees for providing information if the information was not publicly available and the agency makes the information publicly available before or within 3 working days after giving it to the applicant.

Fee waiver application (fill in if applicable. Otherwise leave blank)

I would like to apply for a fee waiver because (state reason/s from the list above).

(provide details and evidence of how this reason applies)

APPLICANT'S SIGNATURE	DATE OF REQUEST
	09/08/2018



ACT
Government

Transport Canberra and
City Services



Dear [REDACTED]

Freedom of Information request: Reference 18-067

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act) received by Transport Canberra and City Services (TCCS) on 9 August 2018, in which you sought access to information on behalf of your client in relation to [REDACTED] arising from a [REDACTED] 2018 at the intersection of Gungahlin Drive and Kosciusko Avenue, Gungahlin ACT 2912, specifically:

- copies of any reports, notifications regarding faulty traffic lights at the above intersection for the period between [REDACTED] 2018 and [REDACTED] 2018,
- copies of any documents evidencing any repairs attended to the traffic lights at the above intersection for the period between [REDACTED] 2018 and [REDACTED] 2018.

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.

TCCS was required to provide a decision on your access application by 6 September 2018. Your agreement was sought to an extension of time until 14 September 2018.

Decision on access

A search of TCCS records has failed to identify any documentation in relation to your request. The search was conducted by Roads ACT using the information you provided and included a search of Access Canberra records.

I am satisfied that appropriate searches were completed and that no documents relevant to your request are held by TCCS.

Charges

Processing charges are not applicable for this request because no documents are being released to you.

Online publishing – disclosure log

Under section 28 of the Act, TCCS maintains an online record of access applications called a disclosure log. Your original access application and my decision will be published in the TCCS disclosure log from 3 days after the date of this decision. Your personal details and those of your client will not be published.

You may view TCCS' disclosure log at [www.tccs.act.gov.au/about-us/freedom of information](http://www.tccs.act.gov.au/about-us/freedom_of_information).

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 TCCS' 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: ombudsman@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.

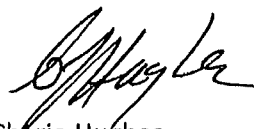
Further information may be obtained from the ACAT at:

ACT Civil and Administrative Tribunal
Level 4, 1 Moore Street
GPO Box 370
Canberra City ACT 2601
Telephone: (02) 6207 1740

www.acat.act.gov.au

If you have any queries concerning the directorate's processing of your request, or would like further information, please contact the TCCS FOI Coordinator on telephone 6205 5408 or email tccs.foi@act.gov.au.

Yours sincerely



Cherie Hughes
Information Officer

12 September 2018