



ACT
Government

Transport Canberra and
City Services

FREEDOM OF INFORMATION COVERSHEET

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

FOI reference: TCCSFOI 2018-023

Information to be published	Status
1. Access application	Published
2. Decision notice and schedule	Published
3. Documents	Published
4. Additional information identified	No
5. Fees	n/a
6. Processing time (in working days)	20 days
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

18-028

Bruan, Nicole

From: [REDACTED]
Sent: Tuesday, 13 March 2018 7:42 AM
To: TCCS_FreedomOfInformation
Subject: FOI request
Attachments: TCCS FOI 13032018.pdf

TCCS FOI

Please find attached my FOI request.

[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 Transport Canberra and City Services Directorate under the *Freedom of Information Act 2016*.

Name	[REDACTED]
Address (where notices relating to this request can be sent – either postal or electronic)	Email preferred (see below)
Telephone Contact Residential	Postal: [REDACTED]
Telephone Contact Mobile	[REDACTED]
Email Contact	[REDACTED]

What documents are you requesting under the Act?

I request a copy of all TCCS documents relating to its assessment of DA 201731656 and the advice TCCS sent to EPD Customer Services by Mr A. Chowdhury on 19 July 2017 and 22 November 2017 and the advice sent by Mr J Henriquez on 12 September 2017 (and to be clear, excludes documents sent to TCCS by ACTPLA as I already have them).

a copy of these documents sent to the above address

(an electronic copy is acceptable)

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

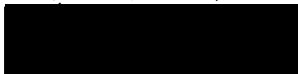
- The information being requested was previously publicly available but no longer is.
- The information being requested is of special benefit to the public (Ombudsman guidelines see Section 66).
- The applicant is a concession card holder and demonstrates a material connection with the information requested (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):

The information being requested is of special benefit to the public in both understanding the analysis TCCS applies to development applications and to inform the public through the open public review of DA 201731656 currently underway in the ACT Civil and Administrative Tribunal (AT 2/2018).]

APPLICANTS SIGNATURE	DATE OF REQUEST
	13 March 2018



ACT
Government

Transport Canberra and
City Services



Dear 

Freedom of information request: Reference - 18-023

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received on 13 March 2018, in which you sought access to:

- all TCCS documents relating to its assessment of DA 201731656 and the advice TCCS sent to EPD Customer Services by Mr A Chowdhury on 19 July 2017 and 22 November 2017 and the advice sent by Mr J Henriquez on 12 September 2017.

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.

Decision on access

Searches were completed for relevant documents and three documents (13 pages) were identified that fall within 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.

I have decided to grant full access to all relevant documents. The documents released to you are provided as Attachment B to this letter.

Charges

Processing charges are not applicable for this request because the documents released are 50 pages or less.

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, my decision and documents released to you in response to your access application will be published in TCCS' disclosure log after 1 February 2018. Your personal contact details will not be published. You may view the TCCS' disclosure log at 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 St
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 directorate's FOI Coordinator on 6205 5408 or email TCCS.FOI@act.gov.au.

Yours sincerely



Cherie Hughes
Information Officer

// April 2018



ACT
Government

Transport Canberra and
City Services

Attachment A

FREEDOM OF INFORMATION SCHEDULE

PLEASE BE AWARE THAT UNDER THE FREEDOM OF INFORMATION ACT 2016, SOME OF THE INFORMATION PROVIDED TO YOU WILL BE RELEASED TO THE PUBLIC THROUGH THE ACT GOVERNMENT'S OPEN ACCESS SCHEME. THE OPEN ACCESS RELEASE STATUS COLUMN OF THE TABLE BELOW INDICATES WHAT DOCUMENTS ARE INTENDED FOR RELEASE ONLINE THROUGH OPEN ACCESS.

PERSONAL INFORMATION OR BUSINESS AFFAIRS INFORMATION WILL NOT BE MADE AVAILABLE UNDER THIS POLICY. IF YOU THINK THE CONTENT OF YOUR REQUEST WOULD CONTAIN SUCH INFORMATION, PLEASE INFORM THE CONTACT OFFICER IMMEDIATELY.
INFORMATION ABOUT WHAT IS PUBLISHED ON OPEN ACCESS IS AVAILABLE ONLINE AT: [HTTP://WWW.TCCS.ACT.GOV.AU/ABOUT-US/FREEDOM_OF_INFORMATION](http://www.tccs.act.gov.au/about-us/freedom_of_information)

FILE NO	WHAT ARE THE PARAMETERS OF THE REQUEST					
18-023	TCCS ASSESSMENT OF DA 201731656					
REF NO	NO OF FOLIOS	DESCRIPTION	DATE	STATUS	REASON FOR NON-RELEASE OR DEFERRAL	OPEN ACCESS RELEASE STATUS
1	1-4	EMAIL	22 NOVEMBER 2017	FULL ACCESS		FULL ACCESS
2	5-8	EMAIL	12 SEPTEMBER 2017	FULL ACCESS		FULL ACCESS
3	9-13	EMAIL	19 JULY 2017	FULL ACCESS		FULL ACCESS

Bruan, Nicole

Subject: FW: COMM-TCCS-201731656-S144C-13/1 WEETANGERA-01 [SEC=UNCLASSIFIED]
Attachments: 170135-drg-civ-0013-tp-2102.pdf

From: Chowdhury, Abu Sayem
Sent: Wednesday, 22 November 2017 9:43 AM
To: EPD, Customer Services <EPDCustomerServices@act.gov.au>
Cc: TCCS_CW DRDCOORD <TCCS.DACORD@act.gov.au>; Davies, Richard <Richard.Davies@act.gov.au>
Subject: COMM-TCCS-201731656-S144C-13/1 WEETANGERA-01 [SEC=UNCLASSIFIED]

Dear App Sec,

DEVELOPMENT APPLICATION NO: 201731656

Project Description:

S144 Amendment - Proposed amendment prior to decision - AMENDMENT TO DA201731656 - PROPOSAL FOR MULTI UNIT DEVELOPMENT AND LEASE VARIATION.
Amendment to development application for a multi unit development and lease variation which is still under consideration - the amendment is reduced total number of units to 14, alterations to the landscape plans and associated works.

BLOCK: 13-14	SECTION: 1	SUBURB: Weetangera
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This DA has been assessed in regards to the following:

Traffic	Driveways	
On Street / Public Parking Facility	LMPP/Street Trees	
Public Transport	Street Lighting	
Waste Management	X Pedestrian Footpath	
Stormwater	Service / Access Easement	
Demolition	Estate Development Plan (EDP)	
Further Information	Amendments/Additions/Alterations	X
Lease Variation	X Capital Works	

X = Areas Assessed.

And TCCS' position is:

That it is Supported	X
That it is Supported Subject to Compliance With The Following Conditions	
That Further Information Is Required	
That It Is Not Supported	

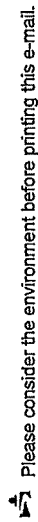
Comments

1. TCCS received attached Waste Truck Turning Template for Rear Collection of Recyclables. This plan should be considered as S144C Plan and saved in Objective.

Regards

Abu Sayem Chowdhury M Engg MIEAust
A/g Manager (Operations)- Development Review and Coordination
Phone 02 6205 9091 | Email: abusayem.chowdhury@act.gov.au
Capital Works and Development Support | Transport Canberra and City Services Directorate | ACT Government
GPO Box 158 Canberra ACT 2601 | www.act.gov.au

Connected services for the people of Canberra



Please consider the environment before printing this e-mail.

From: EPD, Customer Services
Sent: Wednesday, 1 November 2017 12:09 PM
To: TCCS_CW DRCD <TCCS.DA@act.gov.au>
Subject: REFERRAL-TCCS-201731656-S144C-13/1 WEETANGERA-01 [SEC=UNCLASSIFIED]

DEVELOPMENT APPLICATION NO: 201731656 S144C
BLOCK: 13 **SECTION:** 1 **DIVISION:** WEETANGERA

S144 Amendment - Proposed amendment prior to decision - AMENDMENT TO DA201731656 - PROPOSAL FOR MULTI UNIT DEVELOPMENT AND LEASE VARIATION.
Amendment to development application for a multi unit development and lease variation which is still under consideration - the amendment is reduced total number of units to 14, alterations to the landscape plans and associated works.

Pursuant to Section 148(1) of the Planning and Development Act 2007 the ACT Planning and Land Authority requests that you consider the above mentioned development application and provide any written advice no later than 15 working days after the date of this notice (22/11/2017).

In accordance with Section 150 of the Planning and Development Act 2007 If advice is not received within the prescribed time it will be taken that you have supported the application.

Please forward any written advice via email to Customer Services EPDCustomerservices@act.gov.au

Please use the following format in the subject line of the email when providing advice:

COMM-Agency Name-20080XXXX-Block XX Section XX SuburbXXXXX-01

Example: COMM-Heritage-200801234-Block 10 Section 10 Dickson-01

Kind regards

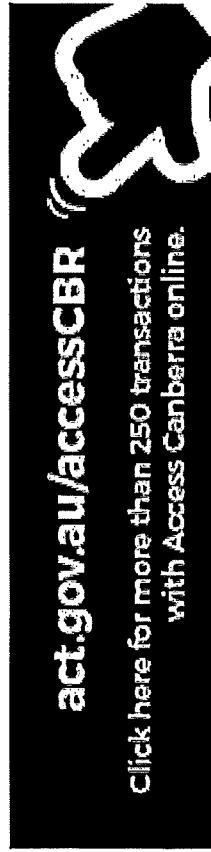
Sophie | Customer Services Officer

Access Canberra | ACT Government
Environment, Planning and Land Building Services

16 Challis Street, Dickson | 8 Darling Street, Mitchell

Phone: 02 6207 1923 | Email: EPDCustomerServices@act.gov.au

GPO Box 158, Canberra City ACT 2601 | www.act.gov.au/accessCBR



Bruan, Nicole

From: Chowdhury, Abu Sayem
Sent: Wednesday, 14 March 2018 2:55 PM
To: Chowdhury, Abu Sayem
Subject: FW: COMM: TCCS-201731656-S144B-13/1 WEETANGERA-01 [SEC=UNCLASSIFIED]
Attachments: COMM-TCCS-201731656-13&14_1 WEETANGERA-01.obr

From: Henriquez, Jose
Sent: Tuesday, 12 September 2017 10:17 AM
To: EPD, Customer Services <EPDCustomerServices@act.gov.au>
Cc: TCCS_CW DRCDACoord <TCCS.DACoord@act.gov.au>; Chowdhury, Abu Sayem <AbuSayem.Chowdhury@act.gov.au>
Subject: COMM: TCCS-201731656-S144B-13/1 WEETANGERA-01 [SEC=UNCLASSIFIED]

Dear App Sec,

DEVELOPMENT APPLICATION NO: 201731656/S144B

Project Description:

S144 Amendment - Proposed amendment prior to decision - AMENDMENT TO DA201731656 - PROPOSAL FOR MULTI UNIT DEVELOPMENT. Amendment to development application for demolition of the existing dwellings and the construction of 15 new dwellings which is still under consideration - please refer to the letter provided in response to the RFI for amendment details.

BLOCK: 13	SECTION: 1	SUBURB: WEETANGERA
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This DA has been assessed in regards to the following:

Traffic	Driveways/Verge Crossings	
On Street / Public Parking	Sightlines	
Bus Stop/Public Transport (Action)	LMPP/Street Trees	
Waste Management	Street Lighting	
Licensing	Pedestrian Footpath	
Stormwater	Service / Access Easement	
Demolition	Estate Development Plan (EDP)	

Fence	Amendments/Additions/Alterations	X
Lease Variation	Capital Works	

X = Areas Assessed.

And TCCS' position is:

That It Is Supported	X
That It Is Supported Subject to Compliance With The Following Conditions	
That Further Information Is Required	
That It Is Not Supported	

Conditions

1. N/A.

Additional Comments/Advice (as advice to EPD only, and not to be included in the Notice of Decision)

2. The proposed amendments are internal and there are no off-site works.
3. However, our previous conditions of approval will still apply (please see attached email).
- 4.

Kind regards,

Jose Henriquez | A/g Senior Engineer Development Review & Coordination
 Phone 02 6207 7480 | Email: jose.henriquez@act.gov.au
 Capital Works and Development Support | Transport Canberra and City Services Directorate | ACT Government
 Level 1, 490 Northbourne Ave, Dickson | GPO Box 158 Canberra ACT 2601 | www.act.gov.au

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From: EPD, Customer Services
Sent: Tuesday, 22 August 2017 11:12 AM

To: TCCS_SPATAS DA
Subject: REFERRAL-TCCS-201731656-S144B-13/1 WEETANGERA-01

DEVELOPMENT APPLICATION NO: 201731656-S144B
BLOCK: 13 SECTION: 1 DIVISION: WEETANGERA

S144 Amendment - Proposed amendment prior to decision - AMENDMENT TO DA201731656 - PROPOSAL FOR MULTI UNIT DEVELOPMENT. Amendment to development application for demolition of the existing dwellings and the construction of 15 new dwellings which is still under consideration - please refer to the letter provided in response to the RFI for amendment details.

Pursuant to Section 148(1) of the Planning and Development Act 2007 the ACT Planning and Land Authority requests that you consider the above mentioned development application and provide any written advice no later than 15 working days after the date of this notice (12/09/2017).

In accordance with Section 150 of the Planning and Development Act 2007 if advice is not received within the prescribed time it will be taken that you have supported the application.

Please forward any written advice via email to Customer Services

EPDcustomerservices@act.gov.au

Please use the following format in the subject line of the email when providing advice:

COMIM-Agency Name-20080XXXX-Block XX Section XX SuburbXXXX-01

Example: COMM-Heritage-200801234-Block 10 Section 10 Dickson-01

Kind Regards

Courtney | Customer Services

Phone 02 6207 1923

Access Canberra | ACT Government

Dame Pattie Menzies House, Challis Street, Dickson | GPO Box 158 Canberra ACT 2601

Access Canberra is an ACT Government service that brings together customer and regulatory services, including the former Environment and Planning Directorates Customer Services Team. Access Canberra has been set up to make it easier for business, community organisations and individuals to work with ACT Government and deliver a more seamless experience.

www.planning.act.gov.au | EPDcustomerservices@act.gov.au

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is moving**

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Service Centres visit
act.gov.au/accessCBR

Bruan, Nicole

From: Chowdhury, Abu Sayem
Sent: Wednesday, 19 July 2017 3:04 PM
To: EPD, Customer Services
Cc: TCCS_CW DRC/DACORD: Bell, Jeff
Subject: COMM-TCCS-201731656-13&14/1 VVEETANGERA-01 [SEC=UNCLASSIFIED]

Dear App Sec,

DEVELOPMENT APPLICATION NO: 201731656

Project Description:
PROPOSAL FOR MULTI UNIT DEVELOPMENT AND LEASE VARIATION - demolition of the existing dwellings and the construction of 15 new dwellings, garages, tree removal, landscaping and associated works. Consolidation of blocks 13 & 14 and variation to lease to permit a maximum of 15 dwellings

BLOCK: 13 & 14	SECTION: 1	SUBURB: Weetangera
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This DA has been assessed in regards to the following:

Traffic	X	Driveways	X
On Street / Public Parking Facility		LMPP/Street Trees	X
Public Transport		Street Lighting	X
Waste Management	X	Pedestrian Footpath	X
Stormwater	X	Service / Access Easement	
Demolition		Estate Development Plan (EDP)	
Further Information		Amendments/Additions/Alterations	
Lease Variation	X	Capital Works	

X = Areas Assessed.

And TCCS' position is:

That It Is Supported	
That It Is Supported Subject to Compliance With The Following Conditions	X
That Further Information Is Required	

Conditions

1. The driveway must be constructed in accordance with TCCS Design Standards.
2. The verge must be protected during construction.
3. The proponent needs to engage a Landscape Architect or Consulting Arborist approved by TCCS Urban Treescapes to supervise and documentation of all works within tree protection zones. Notes must be included in all relevant plans for works requiring tree protection measures and superintendence by Landscape Architect or Consulting Arborist for all works in the tree protection zones.
4. All excavation within the tree protection zones of the verge trees must be carried out by hand dig, hydro excavation or other recommended methods to ensure minimal damage to the tree roots.

Standard Conditions

Following general conditions will apply as appropriate for Works on and Use of Territory Land in addition to the above:

In accordance with the Public Unleased Land Act 2013 no work is to be undertaken on road verges and other unleased Territory Land without the approval of the Territory. Such approval must be obtained from the Senior Manager, Development Review and Coordination, TCCS by the ways of:

1. A Letter of Design Review prior to the commencement of any work; and
2. A certificate of Operational Acceptance on completion of all works to be handed over to TCCS.

Design Review and Operational Acceptance

A Letter of Design Review is required for all off-site works from the Senior Manager, Development Review and Coordination, TCCS, prior to the construction.

In order to obtain the Letter of Design Review, fully detailed drawings (civil, landscape) prepared by suitably qualified persons for all off-site works including roads, driveways, footpaths, street lighting, storm water, landscaping (and any other issues that may be found by audit of the plans) and a design report in accordance with Ref No 06: "Requirements for Design Review Submissions", must be certified by a Chartered Engineer/Landscape Architect and submitted to the Senior Manager, Development Review and Coordination, TCCS.

A Certificate of Operational Acceptance on completion of the works is required from the Senior Manager, Development Review and Coordination, TCCS, prior to the issue of a Certificate of Occupancy.

Similarly a Chartered Engineer/Landscape Architect should certify compliance with TCCS Ref No 08: "Requirements for Works as Executed Quality Records Requirements" when the request for Operational Acceptance is made to the Senior Manager, Development Review and Coordination, TCCS on completion of all off-site works

A Waste Management Plan in accordance with the Development Control Code for Best Practice Waste Management in the ACT should also be included if not approved at the Development Application stage.

Temporary Traffic Management (TTM)

A TTM plan approval from the Manager, Traffic Management & Safety, Roads ACT, TCCS. All times during construction the site and surrounds shall be managed in accordance with a Temporary Traffic Management Plan, prepared by a suitably qualified person and approved by the Manager, Traffic Management & Safety. This plan is to address, as a minimum, measures to be employed during construction to manage all traffic, including construction traffic, in and around the site, provision of safe pedestrian movement around the site, the provision of parking for construction workers, and associated traffic control devices.

Landscape Management & Protection Plan (LMPP)

LMPP approval from the Senior Manager, Development Review and Coordination, TCCS. During construction, all existing vegetation (trees, shrubs and grass) located on the verge and unleased Territory land immediately adjacent to the development shall be managed, protected and maintained in accordance with the Landscape Management Protection Plan (LMPP) approved by the Senior Manager, Development Review and Coordination, TCCS. This plan is to be implemented before the commencement of works, including demolition on the site and is to be in accordance with TCCS Guidelines for the Protection of Public Landscape Assets Adjacent to Development Works-REF-04.

Use of Verges or other Unleased Territory land

In accordance with the Public Unleased Land Act 2013, road verges and other unleased Territory land must not be used for carrying out of works, including storage of materials or waste, without prior approval of the Territory. Such approval can be obtained from Licensing and Compliance, City Services, Parks and Territory Services, TCCS.

Repair of Damage to Public Assets

The applicant/lessee is held responsible for all damages to ACT Government assets (including footpaths) caused by the development and they must properly repair any damages to those assets. Before work commences, they should notify TCCS of any existing damage to public facilities.

Notice of Commencement of Construction

Notice of Commencement for the Works in Unleased Territory Land shall be submitted to the Senior Manager, Development Review and Coordination, TCCS one week prior to the commencement of works. The Notice shall also include the confirmation of any protective measures installed in accordance with the approved LMPP and the programmed implementation of TTM.

Additional Comments/Advice (as advice to EPSDD only, and not to be included in the Notice of Decision)

1. All parking demand and supply for the proposed development must be checked and endorsed by the Environment Planning and Sustainable Development Directorate (EPSDD).

Regards

Abu Sayem Chowdhury M Engg MIEAust
Senior Engineer - Development Review and Coordination
Phone 02 6205 9091 | Email: abusayem.chowdhury@act.gov.au
Capital Works and Development Support | Transport Canberra and City Services Directorate | ACT Government
496 Northbourne Avenue, Dickson | GPO Box 158 Canberra ACT 2601 | www.act.gov.au

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From: EPD, Customer Services
Sent: Monday, 5 June 2017 12:24 PM
To: TCCS_SPATAS DA
Subject: REFERRAL-TCCS-201731656-13&14/1 WEETANGERA-01 [SEC=UNCLASSIFIED]

DEVELOPMENT APPLICATION NO: 201731656
BLOCK: 13+14 SECTION: 1 DIVISION: WEETANGERA

Description: PROPOSAL FOR MULTI UNIT DEVELOPMENT AND LEASE VARIATION - demolition of the existing dwellings and the construction of 15 new dwellings, garages, tree removal, landscaping and associated works. Consolidation of blocks 13 & 14 and variation to lease to permit a maximum of 15 dwellings

Pursuant to Section 148(1) of the Planning and Development Act 2007 the ACT Planning and Land Authority requests that you consider the abovementioned development application and provide any written advice no later than **15 working days** after the date of this notice
(27/06/2017)

In accordance with Section 150 of the Planning and Development Act 2007 if advice is not received within the prescribed time it will be taken that you have supported the application.

Please forward any written advice via email to Customer Services – EPDcustomerservices@act.gov.au

Please use the following format in the subject line of the email when providing advice:
COMM-Agency Name-20080XXX-Block XX Section XX SuburbXXXX-01
Example: COMM-Heritage-200801234-Block 10 Section 10 Dickson-01

Regards

Customer Services

Phone 02 6207 1923

Access Canberra | ACT Government

Dame Pattie Menzies House, Challis Street, Dickson | GPO Box 158 Canberra ACT 2601

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Land titles and revenue services are moving to Dame Pattie Menzies House, 16 Challis Street, Dickson and will be co-located with the Access Canberra Environment, Planning and Land Shopfront. These services will be available at this new location from 1 December 2016. For more information visit www.act.gov.au/accessCBR

