



FREEDOM OF INFORMATION COVERSHEET

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

FOI reference: 23-124

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Schedule	Published
4. Documents	Published
5. Additional information identified	Not Applicable
6. Fees	Not Applicable
7. Processing time (in working days)	30 days
8. Decision made by Ombudsman	Not applicable
9. Additional information identified by Ombudsman	Not applicable
10. Decision made by ACAT	Not applicable

11. Additional information identified by ACAT	Not applicable
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From: [CMTEDD FOI](#)
To: [EDU, FOI](#); [TCCS FreedomOfInformation](#)
Cc: [Murray, Paula](#); [Irons, Samantha](#); [CMTEDD FOI](#)
Subject: CMTEDDFOI 2023-359 - Media - Public art work - Freedom of Information request - Partial transfer request
Date: Monday, 23 October 2023 10:28:20 AM

OFFICIAL

Good morning Paula and Sam

Thank you for flagging at WhOG that Education and TCCS may have material for the below FOI. Can you please confirm if you accept partial transfer?

Thanks and kind regards
Emma

Emma Hotham (she/her) | Director, Freedom of Information

Phone: [REDACTED] | emma.hotham@act.gov.au
Chief Minister, Treasury and Economic Development Directorate | **ACT Government**
Level 1, 220 London Circuit, Canberra City | GPO Box 158 Canberra ACT 2601 | www.act.gov.au

From: no-reply@act.gov.au <no-reply@act.gov.au>
Sent: Tuesday, October 17, 2023 3:47 PM
To: CMTEDD FOI <CMTEDDFOI@act.gov.au>
Subject: Freedom of Information request

Caution: This email originated from outside of the ACT Government. Do not click links or open attachments unless you recognise the sender and know the content is safe. [Learn why this is important](#)

Please find online enquiry details below. Please ensure this enquiry is responded to within fourteen working days.

Your details

All fields are optional, however an email address OR full postal address must be provided for us to process your request. An email address and telephone contact number will assist us to contact you quickly if we need to discuss your request.

Title: [REDACTED]
First Name: [REDACTED]
Last Name: [REDACTED]
Business/Organisation: [REDACTED]
Address: [REDACTED]
Suburb: [REDACTED]
Postcode: 2600
State/Territory: ACT

Phone/mobile: [REDACTED]

Email address: [REDACTED]

Request for information

(Please provide as much detail as possible, for example subject matter and relevant dates, and also provide details of documents that you are not interested in.)

Under the Freedom of Information Act 2016 I want to access the following document/s (*required field):

Price/cost of public art works (fee paid to artist and installation costs, and any ongoing maintenance costs required) in Canberra, from January 2023 to present (October 2023). Including, but not limited to sculptures, paintings, murals, memorials; any co-investments or contributions with the federal government and private enterprise; and including the National Arboretum's new 'Drawing Breath' by Hannah Quinlivan. Any relevant studies, surveys, reports, audits, and ministerial briefs related to public art funding, including for individual works.

I do not want to access the following documents in relation to my request::

Thank you.
Freedom of Information Coordinator



Dear [REDACTED]

Freedom of Information Request - Reference 23-124

I refer to your application for access to government information received by Transport Canberra and City Services (TCCS) by transfer from the Chief Minister, Treasury and Economic Development Directorate. It is my understanding that you are seeking access to the following government information under the *Freedom of Information Act 2016* (FOI Act):

“Price/cost of public art works (fee paid to artist and installation costs, and any ongoing maintenance costs required) in Canberra, from January 2023 to present (October 2023). Including, but not limited to sculptures, paintings, murals, memorials; any co-investments or contributions with the federal government and private enterprise; and including the National Arboretum's new 'Drawing Breath' by Hannah Quinlivan. Any relevant studies, surveys, reports, audits, and ministerial briefs related to public art funding, including for individual works.”

I thank you for advising that you are agreeable to the requested information being provided in a collated table.

Timeframes

A decision is due on your access application by 4 December 2023.

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 FOI Act.

Decision on access

In accordance with the FOI Act, a search of TCCS records has been completed and relevant information relating to costing has been collated into a single record.

No records relating to co-investments or contributions with the federal government and private enterprise, studies, surveys, reports, audits, and ministerial briefs related to public art funding were identified. I am confident that the searches undertaken exhausted all reasonable steps and the requested information is not held by TCCS.

Upon reviewing the information within this record and applying the public interest test under section 17 of the FOI Act, I have found it to be in the public interest to provide you with full access. The reasons for my decision are detailed below in the statement of reasons. A copy of the relevant information is enclosed at [Attachment A](#).

Statement of Reasons

In making my decision on disclosing the relevant government information, I must identify all relevant factors in schedule 1 and 2 of the FOI Act and determine, on balance, where the public interest lies. I have also taken the following into account:

- The FOI Act; and
- The *Human Rights Act 2016*.

Schedule 1:

- No relevant sections identified.

Schedule 2:

Factors favouring disclosure (Schedule 2.1)

- Schedule 2.1(a)(i) - promote open discussion of public affairs and enhance the government's accountability.
- Schedule 2.1(a)(iv) - ensure effective oversight of expenditure of public funds.
- Schedule 2.1(a)(viii) - reveal the reason for a government decision and any background or contextual information that informed the decision.

Factors favouring non-disclosure (Schedule 2.2)

- No relevant factors identified.

In reviewing the information within scope of your application, I have identified information that is likely to reveal the reason for a government decision and any background or contextual information that informed the decision. Further, I acknowledge that disclosure may promote open discussion of public affairs and enhance government's accountability generally and contribute to an effective oversight of expenditure of public funds.

In my review, no factors in schedule 1 or schedule 2.2 have been identified as relevant. In accordance with section 17 of the FOI Act, I find the disclosure of the information at Attachment A in the public interest.

Charges

In accordance with [Freedom of Information \(Fees\) Determination 2018](#), a fee of \$0.35 per page of information disclosed, except for the first 50 pages, may be applied to an access application. No fees are applicable to this application as the number of pages being released are within the fee-free threshold.

Online publishing – disclosure log

Under section 28 of the Act, TCCS maintains an online record of access applications called a disclosure log. In accordance with section 28, your application, my decision and the information disclosed to you will be published within 3 – 10 business days. Your personal information, including references to ABC News Canberra, will be removed prior to publication. You may view the TCCS' disclosure log [here](#).

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 an 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: 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 on an Ombudsman review, you may apply to the ACAT for review of the Ombudsman decision.

Further information may be obtained from 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 team on (02) 6207 2987 or email to tccs.foi@act.gov.au.

Yours sincerely



Cherie Hughes
Information Officer

4 December 2023

TCCS Street art program – street art expenditure

January 2023 – current

Street art expenditure

Location	Timing	Artist fee	TTM and other costs	Base coat and/or Anti graffiti coating	Total
Weston Creek - Sunsmart behavioural change mural (partners Cancer Council and Mirvac)	March	\$8000	\$807.40	N/A [Covered by Mirvac Shopping Centre]	\$8807.40
Two Hughes underpass wall murals (total 4 sides) (partners Hughes Primary School)	June	\$6500	\$440	Anti graffiti coating \$3157	\$10,097
Holt bus stop Aboriginal artwork mural (partners Holt Microforest group)	June	\$4750	\$440	Pressure Clean + Base Coat = \$1,035.00 plus GST. Anti-Graffiti Coating = \$825.00 plus GST TOTAL = \$1,860.00 plus GST	\$5190



Street art maintenance costs

	Maintenance cost	Anti graffiti coating or other	Total
Mort St Surfaces Festival artwork by Claire Foxton	Graffiti Removal \$11.50/m2 + GST	Anti-graffiti coating \$22.50/m2 + GST	\$204 + GST

Lonsdale St Surface Festival artwork by Helen Proctor	Graffiti Removal \$11.50/m2 + GST	Graffiti removal and anti graffiti coating x 2 \$2131.77	\$2131.77
Vinyl wrap repair at Hall park (Fresh Creative	\$1,188.00	N/A	\$1188