



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 2018-089

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Documents	Not published
4. Additional information identified	No
5. Fees	n/a
6. Processing time (in working days)	19 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

[REDACTED]

Contact:
Direct Line:
Email Address:
Supervisor:
Our Reference:

17 October 2018

Transport Canberra & City Services
FOI Coordinator
Transport Canberra and City Services Directorate
GPO Box 158
CANBERRA ACT 2601

ATTENTION: Freedom of Information Officer

Also by email: tccs.foi@act.gov.au

Dear Madam or Sir

RE: [REDACTED]

We act for the abovenamed.

Our client was injured on the public footpath at the end of [REDACTED] on [REDACTED] 2017. There appears to have been corrective/replacement footpath works undertaken at the T-junction, less than 5 metres away from the subject accident location. We refer you to the lighter coloured concrete slabs in the lower left corner of the photograph **enclosed**.

We request the following documents pursuant to the provisions of the *Freedom of Information Act*:

1. All complaints relating to the public foot path T-junction at the end of [REDACTED] 5 years prior to subject incident;
2. All inspection records relating to the T-junction at the end of [REDACTED] 5 years prior to subject incident;
3. All maintenance or corrective work records relating to the T-Junction at the end of [REDACTED] 5 years prior to subject incident;

If this request should be made to, or relevant material may be held by another agency, please provide your assistance under s14(4) of the Act.

We undertake to make any payment necessary pursuant to the Act.

We **enclose** our client's authority.

[REDACTED]

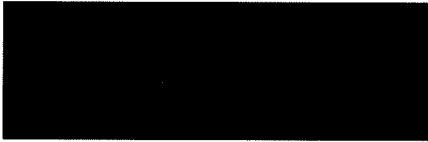
[REDACTED]





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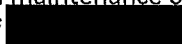
Transport Canberra and
City Services



Dear 

Freedom of Information request: Reference 18-089

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 18 October 2018, in which you sought access to information on behalf of your client in relation to a personal injury claim arising from an injury on a public footpath, specifically:

- all complaints relating to the public footpath T-junction at the end of   5 years prior to subject incident;
- all inspection records relating to the T-junction at the end of  5 years prior to subject incident; and
- all maintenance or corrective work records relating to the T-junction at the end of  5 years prior to subject incident.

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 is required to provide a decision on your access application by 15 November 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.

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



Kristine Scheul
Information Officer

14 November 2018