



FREEDOM OF INFORMATION COVERSHEET

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

FOI reference: 23-054

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)	24 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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Bruan, Nicole

From: [REDACTED]
Sent: Saturday, 27 May 2023 2:26 PM
To: TCCS_FreedomOfInformation
Subject: FOI Request - Ministerial brief MIN S2022/01052

Categories: Application

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Dear FOI team

Under the FOI Act 2016, I request TCCS ministerial brief MIN S2022/01052 Parking Action Plan - Advisory Note.

Thank you for your assistance with this request.

Regards

[REDACTED]

Dear [REDACTED]

Freedom of Information Request - Reference 23-054

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 30 May 2023 seeking the:

TCCS ministerial brief MIN S2022/01052 Parking Action Plan - Advisory Note.

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.

Timeframes

A decision on your application is due by 12 July 2023.

Decision on access

A search of records held by TCCS has been completed and the relevant information has been identified.

Upon reviewing the information within the records and applying the public interest test under section 17 of the FOI Act, I have decided to provide you with full disclosure of the records and have enclosed a copy at Attachment A.

Statement of Reasons

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

Factors favouring disclosure in the public interest (Schedule 2, Section 2.1)

- Section 2.1(a)(i) - promote open discussion of public affairs and enhance the government's accountability; and
- Section 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, Section 2.2)

- No factors favouring non-disclosure were identified as relevant to this application.

I have considered the public interest in relation to information and find that the information enclosed with this notice is in the public interest to disclose in full.

Charges

No fees are applicable, as the information being provided to you is 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. Your access application and this notice of decision will be published on the disclosure log within 3 – 10 business days. Your personal information will be removed from these documents prior to publication.

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 team on (02) 6207 2987 or email tccs.foi@act.gov.au.

Yours sincerely

Andrew Pedersen

Andrew Pedersen
Information Officer

4 July 2023

To: Minister for Transport and City Services

Through: Director-General
Deputy Director-General, City Services
Executive Group Manager, City Operations

From: Executive Branch Manager, Development Coordination

Subject: Letter to the Environment, Planning and Sustainable Development
Directorate on the review and update of the Parking Code

Minister's Question

- You sought advice on how policy changes on the parking requirements for new developments will be considered and introduced through the new Territory Plan and Movement and Access Code (the new Parking Code).
- You recommended TCCS formalise its advice to the Environment, Planning and Sustainable Development Directorate (EPSDD) on the new Parking Code.

Advice

- EPSDD has made substantial progress in reviewing the ACT's planning legislation, and work is underway to review the Territory Plan and its development controls.
- TCCS has been working with EPSDD to review the existing Parking and Vehicular Access General Code.
- EPSDD is now engaging a consultant to review the parking requirements for new developments, and to provide advice on policy changes for consideration in the new Parking Code.
- EPSDD and TCCS will work together to provide policy advice to the consultant to inform the review.
- As noted above, you recommended TCCS formalise its advice to EPSDD on the new Parking Code. TCCS has drafted the letter at Attachment A to the Director-General EPSDD on a recommended approach to the new Parking Code. The letter will be sent following your approval of this Advisory Note.
- TCCS will keep you informed on the Territory Plan review including the new Parking Code.



Noted/Please Discuss

Chris Steel MLA
Minister for Transport and City Services

5./7./22



ACT
Government

Transport Canberra
and City Services

Ben Ponton
Director-General
Environment, Planning and Sustainable Development Directorate
Ben.Ponton@act.gov.au

Dear Mr Ponton

Review of ACT Parking Policy and the ACT Parking and Vehicular Access General Code

Further to your letter of 15 October 2021, I am writing to confirm my directorate's position on the parking policy work required to inform the ACT Planning System Review and Reform project and development of the new Movement and Access Code to replace the Parking and Vehicular Access Code.

As you noted in your letter, Transport Canberra and City Services (TCCS) has responsibility for parking policy, which is a critical consideration as part of the Territory Plan review. I agree that our directorates will need to work closely on development of the new Movement and Access Code.

I understand that EPSDD is now undertaking work to review parking requirements. I wish to confirm high level principles and policy positions to inform your review. In particular, the ACT Transport Strategy 2020 provides some principles including that:

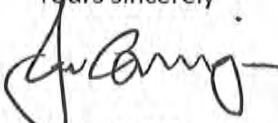
- parking and vehicular access aligns with contemporary strategic policy
- emerging trends of parking and vehicular access in the ACT context should be incorporated, including electric vehicle charging provisions
- the provision for supply of parking has regard to the demand likely to be generated with respect to the use of the land and the locality
- parking supply is responsive to demand management and promotes the efficient use of parking assets
- parking provision rates are developed for all types of development including:
 - criteria for how parking provisions rates may be varied and by how much
 - threshold criteria and principles for development to be considered an 'individual/special assessment'
- lower parking rates or maximum parking rates should be considered at town centres and other locations close to rapid public transport (e.g. Northbourne Avenue).

I also expect the new Movement and Parking Code will consider lessons learnt from development of certain infill locations, such as Campbell and Kingston. While the general policy direction is to reduce minimum parking requirements – to incentivise gradual shift away from preference for private vehicles; the new Parking Code will also need to ensure there is appropriate public parking included for infill mixed-use development.

Noting the Minister for Transport and City Services is responsible for parking policy, I consider it will be appropriate for your directorate to include Minister Steel in briefings on the Movement and Access Code at appropriate points of time. This will ensure the Minister has an opportunity to review and provide input on project outputs before any community consultation.

I look forward to continuing to collaborate with you on this matter. Tim Wyatt, Senior Director, Development Planning leads this function within TCCS, and he can be contacted on 02 6205 4200 or tim.wyatt@act.gov.au, if further information is required.

Yours sincerely



Jim Corrigan
A/Director-General
Transport Canberra and City Services Directorate

6 July 2022