



## FREEDOM OF INFORMATION COVERSHEET

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

FOI reference: 23-072

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)	39 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
---	----------------

**Bruan, Nicole**

---

**From:** [REDACTED]  
**Sent:** Thursday, 10 August 2023 10:47 AM  
**To:** TCCS\_FreedomOfInformation; Douglas, Maverick  
**Cc:** [REDACTED]  
**Subject:** RE: FOIs (23-071-74) - Clarification and extension request

Hi Sam,

That's not a problem, 10 additional business days for each FOI is accepted.

[REDACTED]

---

**From:** TCCS\_FreedomOfInformation <TCCS.FOI@act.gov.au>  
**Sent:** Thursday, 10 August 2023 10:46 AM  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** RE: FOIs (23-071-74) - Clarification and extension request

OFFICIAL

Hi [REDACTED]

Thank you for your quick reply and advice on the scope for 23-072.

To allow us to process the request under the new scopes, can you please advise if you are agreeable to an extension of 10 business days for FOIs 23-072, 23-073 and 23-074?

Kind regards,

Sam  
**Samantha Irons | Assistant Director**  
Phone: 6207 9242 | Email: [TCCS.FOI@act.gov.au](mailto:TCCS.FOI@act.gov.au)  
**Freedom of Information and Subpoenas | Legal & Contracts | Transport Canberra and City Services Directorate | ACT Government**  
Level 4, 480 Northbourne Avenue, Dickson 2602 |

---

[REDACTED]  
**Sent:** Thursday, 10 August 2023 10:25 AM

[REDACTED]  
**Subject:** RE: FOIs (23-071-74) - Clarification and extension request

Hi Samantha,

23-071, 23-073 and 23-074 are fine.

For the wording of the scope of 23-072 could we just say “23-072: Reports or records capturing the results of any traffic, road or parking studies or quantitative assessments undertaken in Kaleen since 2020 around Maribyrnong School and Alberga Street, including documents produced by consultants engaged by TCCS in 2022 and 2023 to review existing footpath connectivity and feasibility of additional footpath connections and crossings near the school.

Kind Regards,

---

**From:** TCCS\_FreedomOfInformation <[TCCS.FOI@act.gov.au](mailto:TCCS.FOI@act.gov.au)>

**Sent:** Thursday, 10 August 2023 10:02 AM

**To:** [REDACTED]

**Subject:** FOIs (23-071-74) - Clarification and extension request

OFFICIAL

Dear [REDACTED]

Thank you for taking the time to speak with me yesterday in regard to [REDACTED] FOI access applications reference 23-071 – 23-074.

To ensure I have understood our conversation correctly, can you please advise if the following description of the information sought in these applications are correct?

23-071: Reports or records capturing the results of any traffic, road or parking studies or quantitative assessments undertaken in Lyneham since 2020.

23-072: Reports or records capturing the results of any traffic, road or parking studies or quantitative assessments undertaken in Kaleen since 2020 particularly around Maribyrnong School and Alberga Street, including the outcome of the below referenced review:

“No traffic studies or detailed investigations have been carried out near Maribyrnong Primary School since 2018, however TCCS is planning to engage a consultant in 2022 to review the existing footpath connectivity near Maribyrnong Primary School. This will include considering the feasibility of additional footpath connections and crossings near the school.” (From an email dated 8/4/2022).

23-073: Access to the following referenced reports, referenced in Legislative Assembly on 23 November 2021 (<https://www.hansard.act.gov.au/hansard/10th-assembly/2021/PDF/20211123.pdf#page=46>):

1. Bowman Street between Redfern street and Wiseman street, Maquarie; and
2. Bowman Street between Redfern street and Catchpole street, Maquarie.

23-074: A copy of the “Pedestrian Movement Survey” undertaken on Delamere St after 15 May 2023, as well as traffic surveys referenced in <https://www.hansard.act.gov.au/hansard/10th-assembly/2021/HTML/week03/769.htm>.

If the above scopes are incorrect, please reply to this email with a correct or call me on (02) 6207 9242 to discuss further.

I thank you for agreeing to additional time for a decision to be made on FOI 23-071. To allow us to process the request under the new scope, we kindly request an extension of 10 business days for FOIs 23-072, 23-073 and 23-074.

Kind regards,

**Samantha | Assistant Director**

Phone: 6207 2987 | Email: [TCCS.FOI@act.gov.au](mailto:TCCS.FOI@act.gov.au)

**Freedom of Information and Subpoenas | TCCS Legal & Contracts | Transport Canberra and City Services Directorate | ACT**  
Level 4, 480 Northbourne Avenue, Dickson 2602 |

---

**Sent:** Wednesday, 9 August 2023 2:01 PM

**To:** Irons, Samantha <[Samantha.Irons@act.gov.au](mailto:Samantha.Irons@act.gov.au)>

**Subject:** Relevant references for FOIs

Jamison - <https://www.hansard.act.gov.au/hansard/10th-assembly/2021/PDF/20211123.pdf#page=46>

Kaleen – (From correspondence) – “No traffic studies or detailed investigations have been carried out near Maribyrnong Primary School since 2018, however TCCS is planning to engage a consultant in 2022 to review the existing footpath connectivity near Maribyrnong Primary School. This will include considering the feasibility of additional footpath connections and crossings near the school.” (From an email dated 8/4/2022).

Hawker – after 15 May 2023 a “Pedestrian Movement Survey” was undertaken on Delamere St as well as traffic surveys referenced in “<https://www.hansard.act.gov.au/hansard/10th-assembly/2021/HTML/week03/769.htm>”



Dear 

**Freedom of Information Request - Reference 23-072**

I refer to your application for access to government information received by Transport Canberra and City Services (TCCS) on 4 July 2023 seeking the following government information:

“Any traffic, road or parking studies or related assessments undertaken in Kaleen since 2020 particularly around Maribyrnong School and Alberga Street.”

I thank you for working with our office on interpreting the scope of your request. On 6 July 2023 your application was refined to include only relevant studies or assessments undertaken or initiated by TCCS.

On 10 August 2023, your application was further refined to:

“Reports or records capturing the results of any traffic, road or parking studies or quantitative assessments undertaken in Kaleen since 2020 around Maribyrnong School and Alberga Street, including documents produced by consultants engaged by TCCS in 2022 and 2023 to review existing footpath connectivity and feasibility of additional footpath connections and crossings near the school.”

**Timeframes**

A decision was due on your access application by 15 August 2023. I thank you for agreeing to additional time to decide your application until 29 August 2023.

**Decision on access**

A search of records held by TCCS has been completed and two records relevant to your application has been identified. I note that record one relates to pedestrian counts on Daintree Crescent with the direction markers as towards or away from the primary school. I have, however, included this record for your information and transparency.

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 access to one record; and
- Partial access one record.

The records identified as relevant to your application are listed in the schedule enclosed at [Attachment A](#). A copy of the records with deletions applied to the information I have found to be contrary to the public interest is enclosed at [Attachment B](#).

### **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 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)**

- Schedule 2.2(a)(ii) - prejudice the protection of an individual's right to privacy or any other right under the *Human Rights Act 2016*.

In reviewing the relevant records, I have identified third party personal information, such as names or other identifiers. I have considered that this information is not readily available to the public and the disclosure of this information is likely to prejudice the protection of an individual's right to privacy under the *Human Rights Act 2004*. I have attributed significant weight to this factor and find the disclosure of personal information to be, on balance, contrary to the public interest.

I have found that the factors favouring disclosure can be satisfied with the deletion of information which is contrary to the public interest. A copy of the relevant information is enclosed at [Attachment B](#).

### **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](mailto: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](http://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](mailto:tccs.foi@act.gov.au).

Yours sincerely



Cherie Hughes

Information Officer

28 August 2023



## ATTACHMENT A - ACCESS APPLICATION SCHEDULE, FREEDOM OF INFORMATION

**Reference Number: 23-072**

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: [https://www.cityservices.act.gov.au/about-us/freedom\\_of\\_information/disclosure-log](https://www.cityservices.act.gov.au/about-us/freedom_of_information/disclosure-log)

### Factors favouring non-disclosure:

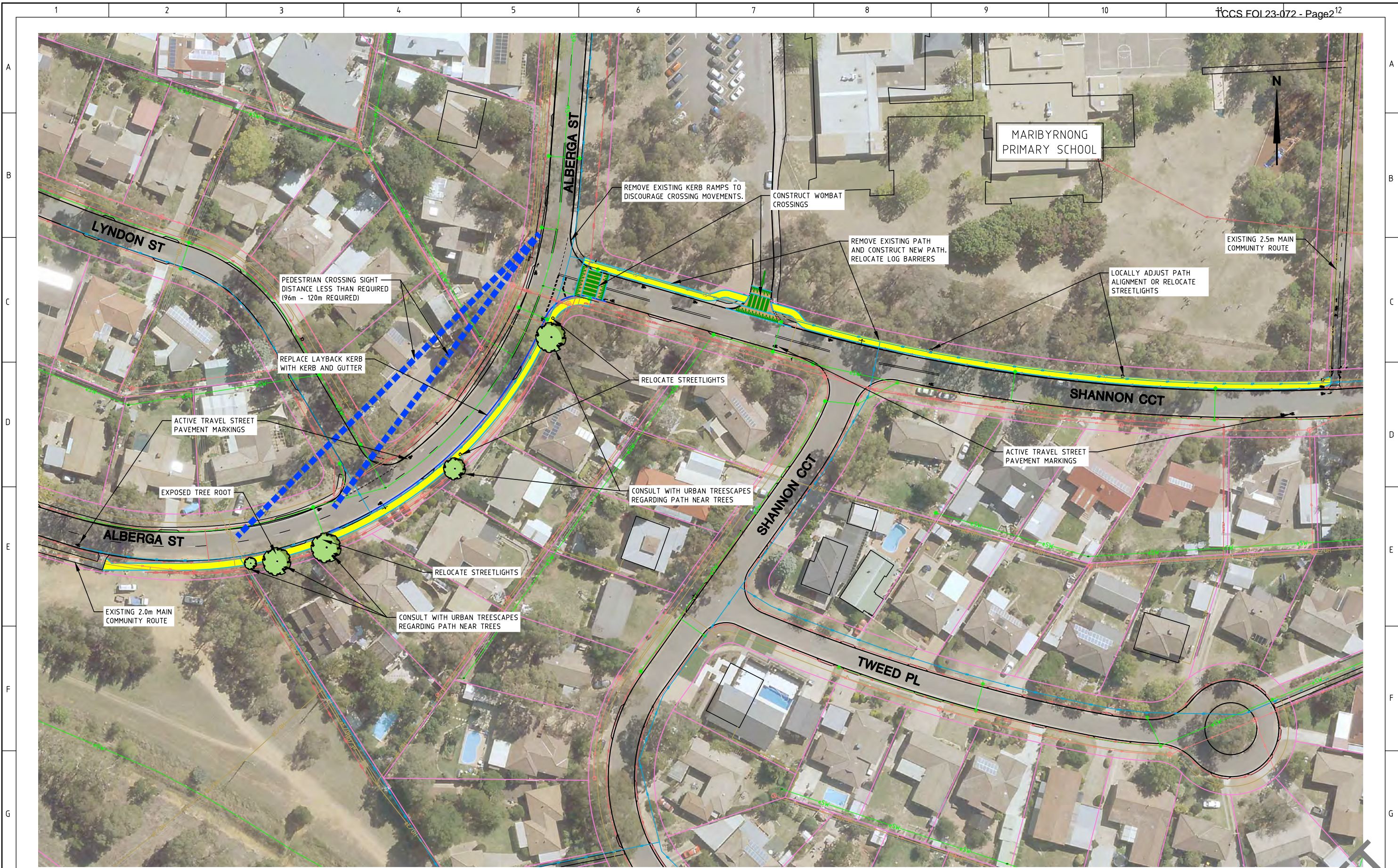
Schedule 2.2(a)(ii) - prejudice the protection of an individual's right to privacy or any other right under the *Human Rights Act 2016*.

Reference number	Page number	Description	Date	Status	Reason for non-release or deferral	Open Access release status
1	1	20220623 - Pedestrian and Vehicle Counts - Daintree Cres, Kaleen	23 June 2022	Full access	Not applicable	Decision to be published on the <a href="#">TCCS Disclosure Log</a> .
2	2	RG21082 WO-07 Maribyrnong Primary School	4 April 2023	Partial access	Schedule 2.2(a)(ii)	

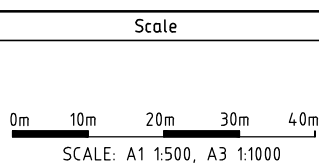
**Total number of documents: 2**

<b>Daintree Crescent, Kaleen - Pedestrian Counts</b>			
Date: 23/06/2022			
Inspector/s: Madeleine Wickens			
Time	Westbound (Towards school)	Eastbound (From School)	TOTAL
<b>Morning Peak</b>			
0800 - 0830	2	3	5
0830 - 0900	10	2	12
<b>Morning Peak Totals</b>	<b>12</b>	<b>5</b>	<b>17</b>
<b>Afternoon Peak</b>			
<b>Afternoon Peak Totals</b>	<b>0</b>	<b>0</b>	<b>0</b>





AMENDMENTS		
AMENDMENT	APPROVAL	DATE
DRAWING STAGE - LATEST DATE INDICATES DRAWING STATUS		
Conceptual Design: 04/04/23	Final Sketch Plan: --/--/--	Final Design: --/--/--
For tendering purposes only: --/--/--	Issued for construction: --/--/--	W.A.E.: --/--/--



Design Agent

R.D. Gossip Pty Ltd  
Consulting Engineers  
Unit 120, 12 Provoa Street  
Campbell ACT 2602  
Ph: 02 4291 4313

Client

Project Officer: Andrew Crichton  
Project Number: TBA

ACT Government

Project

ACTIVE STREETS AND SCHOOL SAFETY UPGRADE PROGRAM

Date: 04/04/23

Drawing Title

MARIBYRNONG PRIMARY SCHOOL CONCEPT PLAN

Drw. No. RG 21082

Sheet WO-07

Revision 0