

## Notice of Decision and Reasons for Decision

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Applicant:	'EX7'
Agency:	City of Stonnington
Decision date:	9 December 2022
Exemption and provision considered:	Sections 30(1), 25
Citation:	'EX7' and City of Stonnington (Freedom of Information) [2022] VICmr 244 (9 December 2022)

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FREEDOM OF INFORMATION – council documents – maintenance records – internal working documents – disclosure not contrary to public interest

All references to legislation in this document are to the *Freedom of Information Act 1982* (Vic) (**FOI Act**) unless otherwise stated.

### Notice of Decision

I have conducted a review under section 49F of the Agency's fresh decision to refuse access to documents requested by the Applicant under the FOI Act.

My decision on the Applicant's request differs from the Agency's decision.

I am not satisfied information to which the Agency refused access under section 30(1) is exempt from release.

As I am satisfied it is practicable to provide the Applicant with an edited copy of the documents with irrelevant information deleted in accordance with section 25, I have determined to grant access to the documents in part.

The Schedule of Documents in **Annexure 1** sets out my decision in relation to each document.

A marked-up copy of Documents 13, 27, 30, 51, 52 and 53 indicating irrelevant information contained in these documents has been provided to the Agency with this decision.

My reasons for decision follow.

**Joanne Kummrow**  
Public Access Deputy Commissioner  
9 December 2022

## Reasons for Decision

### Background to review

1. The Applicant made a request to the Agency seeking access to the following documents:

Copies of documents that relate to any inspection, maintenance, and/or repair of footpaths, including but not limited to any:

- (a) Road Management Plan(s);
- (b) Policies and procedures;
- (c) Incident reports;
- (d) General correspondence;
- (e) Financial records; and
- (f) Photographs / videos / other audio-visual recording,

[streets within Agency area boundaries identified]

[date range identified]

2. [The Agency identified 43 documents falling within the terms of the request. The Agency granted access to 33 documents in full and refused access to 10 documents in part under section 33(1). The Agency's decision letter sets out the reasons for its decision.

### Complaint concerning adequacy of document searches

3. During the review, the Applicant raised concerns about the adequacy of the Agency's document searches in relation to their FOI request.
4. In accordance with section 61B(3), these concerns were addressed as part of this review.
5. OVIC staff made further enquiries with the Agency to address the Applicant's concerns. The outcome of those enquiries was communicated to the Applicant.
6. In responding to OVIC's enquiries, the Agency located an additional document and attachments which have been included as Documents 164 to 166 in the Schedule of Documents at **Annexure 1**.
7. Having considered all information provided in relation to the document searches, I am satisfied the Agency undertook a thorough and diligent search for documents falling within the scope of the request. Accordingly, I consider the Applicant's complaint has been fully pursued and there is no basis for the making of further enquiries or the taking of further action under the FOI Act.

### Review application

8. The Applicant sought review by the Information Commissioner under section 49A(1) of the Agency's decision to refuse access.
9. Section 49M(1) permits an agency to make a fresh decision on an FOI request during a review.
10. On 1 March 2022, the Agency made a fresh decision in which it identified additional documents falling within the terms of the Applicant's request. While the Agency granted access to further information, it exempted from release certain information under sections 30(1) and 33(1).
11. In total, the Agency identified 163 documents and released 42 documents in full and refused access to 121 documents in part under sections 33(1) and 30(1). The Agency's decision letter and fresh decision letter set out the reasons for their decisions.

12. During the review, the Agency provided additional documents to OVIC, being attachments to existing documents within the scope of the review.
13. The Applicant did not agree with the Agency's fresh decision and, as required by section 49MA(2), I proceeded with my review on the basis of the fresh decision.
14. The Applicant indicated they did not seek access to personal affairs information in the documents. Accordingly, this review relates to information found to be exempt under section 30(1) and personal affairs information in the documents is irrelevant to the review.
15. I have examined a copy of the documents subject to review.
16. The Applicant and the Agency were invited to make a written submission under section 49H(2) in relation to the review.
17. I have considered all communications and submissions received from the parties.
18. In undertaking my review, I have had regard to the object of the FOI Act, which is to create a general right of access to information in the possession of the Government or other public bodies, limited only by exceptions and exemptions necessary to protect essential public interests, privacy and business affairs.
19. I note Parliament's intention the FOI Act must be interpreted so as to further the object of the Act and any discretions conferred by the Act must be exercised, as far as possible, so as to facilitate and promote the disclosure of information in a timely manner and at the lowest reasonable cost.
20. In conducting a review under section 49F, section 49P requires that I make a new or 'fresh decision'. Therefore, my review does not involve determining whether the Agency's decision is correct, but rather requires my fresh decision to be the 'correct or preferable decision'.<sup>1</sup> This involves ensuring my decision is correctly made under the FOI Act and any other applicable law in force at the time of my decision.

## **Review of exemptions**

### ***Section 30(1) – Internal working documents***

21. Section 30(1) has three requirements:
  - (a) the document must disclose matter in the nature of opinion, advice or recommendation prepared by an officer or Minister, or consultation or deliberation that has taken place between officers, Ministers or an officer and a Minister; and
  - (b) such matter must be made in the course of, or for the purpose of, the deliberative processes involved in the functions of an agency or Minister or of the government; and
  - (c) disclosure of the matter would be contrary to the public interest.
22. Section 30(3) provides an exemption does not apply to purely factual material in a document.
23. The term 'officer of an Agency' is defined in section 5(1). It includes a member of the agency, a member of the agency's staff, and any person employed or engaged by or on behalf of an agency, regardless of whether they are subject to the *Public Administration Act 2004* (Vic).

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<sup>1</sup> *Drake v Minister for Immigration and Ethnic Affairs* (1979) 24 ALR 577 at 591.

*Do the documents disclose matter in the nature of opinion, advice or recommendation prepared by an officer or Minister, or consultation or deliberation that has taken place between officers, Ministers or an officer and a Minister?*

24. It is not necessary for a document to be in the nature of opinion, advice or recommendation. Rather, the issue is whether release of the document would disclose matter of that nature.<sup>2</sup>
25. The documents contain pricing information related to maintenance work. Where the information records the actual price paid for services, I consider this information is factual in nature and is not exempt from release. However, I am satisfied the price estimates are the opinion of an Agency officer.
26. Further, the Agency sought to rely on section 33(1) to refuse access to certain information in Document 157. I have also considered whether section 30(1) applies to this information. However, as this information is factual in nature, it is not exempt from release by virtue of section 30(3).

*Were the documents made in the course of, or for the purpose of, the deliberative processes involved in the functions of an agency or Minister or of the government?*

27. The term ‘deliberative process’ is interpreted broadly and includes any of the processes of deliberation or consideration involved in the functions of an agency, Minister or government.<sup>3</sup>
28. In *Re Waterford and Department of Treasury (No.2)*,<sup>4</sup> the former Victorian Administrative Appeals Tribunal held:

... “deliberative processes” [is] wide enough to include any of the processes of deliberation or consideration involved in the functions of an agency... In short, ...its thinking processes — the processes of reflection, for example, upon the wisdom and expediency of a proposal, a particular decision or a course of action.

29. I am satisfied making arrangements for the scope and pricing of maintenance works, when taken broadly, could constitute a deliberative process of the Agency.

*Would disclosure of the documents be contrary to the public interest?*

30. I must also be satisfied releasing this information is not contrary to the public interest. This requires a ‘process of the weighing against each other conflicting merits and demerits’.<sup>5</sup>
31. In doing so, I must consider all relevant facts and circumstances remaining mindful the object of the FOI Act is to facilitate and promote the disclosure of information.
32. The Agency submits:

22. The documents exempt under section 30(1) of the FOI Act do not disclose the final costings. Rather, they relate to the preliminary stages of Council’s deliberations around work to be completed by Council on a variety of matters. It is contrary to the public interest to disclose any officer’s preliminary views where those views are subsequently superseded, which is the case in relation to these documents (*Honeywood v Department of Innovation, Industry and Regional Development* (2004) 21 VAR 453). Council further submits that release of this internal cost estimate information would be unlikely to bring clarity to the subject matters outlined in the Revised Request, but would cause unnecessary confusion.
23. Council submits that it would be contrary to the public interest to release documents that contain interim or preliminary cost estimates that were created to guide the production of internal work orders. The figures

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<sup>2</sup> *Mildenhall v Department of Education* (1998) 14 VAR 87.

<sup>3</sup> *Brog v Department of Premier and Cabinet* (1989) 3 VAR 201 at 208.

<sup>4</sup> [1984] AATA 67; (1984) 5 ALD 588; 1 AAR 1 at [58].

<sup>5</sup> *Sinclair v Maryborough Mining Warden* [1975] HCA 17; (1975) 132 CLR 473 at [485], adopted in *Department of Premier and Cabinet v Hulls* [1999] VSCA 117 at [30].

are used to offset amounts against internal budgetary considerations, and are not public monies spent on undertaking work in the municipality.

24. The documents contain information that are preliminary in nature and, if disclosed, cause unnecessary confusion regarding Council's deliberations in relation to this function.
25. In terms of transparency of the asset management life cycle process, 54 documents have been released in full that relate to the works in and around [streets, suburb]. The remaining documents have been released in part. To that effect, Council has already provided to the Applicant a substantial amount of information to aid their understanding about the Council assets in these sites.
26. The costings in the work Orders, on the other hand, are internal figures and do not aid any public transparency around how the function is administered. The purpose of creating these documents is to assist in the internal management of Council's infrastructure.
27. Therefore, we do not consider that disclosure of these documents would lead to a benefit to the Applicant or to the public, for example, by giving them a more fulsome understanding of the process associated with asset management life cycle.

33. In deciding whether the information exempted by the Agency would be contrary to the public interest, I have given weight to the following relevant factors:<sup>6</sup>

- (a) the right of every person to gain access to documents under the FOI Act;
- (b) the degree of sensitivity of the issues discussed in the documents and the broader context giving rise to their creation;
- (c) the stage of a decision or status of policy development or a process being undertaken at the time the communications were made;
- (d) whether disclosure of the documents would be likely to inhibit communications between Agency officers, essential for the agency to make an informed and well-considered decision or participate fully and properly in a process in accordance with the Agency's functions and other statutory obligations;
- (e) whether disclosure of the documents would give merely a part explanation, rather than a complete explanation for the taking of a particular decision or the outcome of a process, which the Agency would not otherwise be able to explain upon disclosure of the documents;
- (f) the impact of disclosing documents in draft form, including disclosure not clearly or accurately representing a final position or decision reached by the Agency at the conclusion of a decision or process; and
- (g) the public interest in the community being better informed about the way in which the Agency carries out its functions, including its deliberative, consultative and decision making processes and whether the underlying issues require greater public scrutiny.

34. On balance, I have determined disclosure of the information in the documents to which the agency exempted under section 30(1) would not be contrary to the public interest for the following reasons:

- (a) The information is brief, containing figures that are not ambiguous or sensitive and is reported in a routine way, to the extent that the mechanisms for recording this information form pre-set data collection points in the Agency's portal.
- (b) The price estimates in the documents do not differ significantly from the actual prices recorded, and are in many cases the same, and as such I consider release would not cause unnecessary confusion. In any case, it is open to the Agency to provide any further explanatory information to assist the Applicant in understanding the information in the documents.

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<sup>6</sup> *Hulls v Victorian Casino and Gambling Authority* (1998) 12 VAR 483.

- (c) There is a strong public interest in the disclosure of the expenditure of public funds, in that it provides the public with a mechanism for holding the Agency to account for its spending.
- (d) Further, I consider disclosure of such information assists in building community trust in government and its decision making processes, even where this information was intended for an internal purpose.

35. The Schedule of Documents in **Annexure 1** sets out my decision in relation to section 30(1).

#### ***Section 25 – Deletion of exempt or irrelevant information***

36. Section 25 requires an agency to grant access to an edited copy of a document where it is practicable to delete exempt or irrelevant information and the applicant agrees to receiving such a copy.

37. Determining what is ‘practicable’ requires consideration of the effort and editing involved in making the deletions ‘from a resources point of view’<sup>7</sup> and the effectiveness of the deletions. Where deletions would render a document meaningless, they are not ‘practicable’ and release of the document is not required under section 25.<sup>8</sup>

38. The documents contain personal affairs information which is irrelevant to the terms of the Applicant’s request.

39. Document 13 contains general business information, which I am not satisfied is capable of identifying a third party and, therefore, is not personal affairs information and is irrelevant information for the purpose of section 25.

40. I have considered the effect of deleting this information from the documents. I am satisfied it is practicable to delete the irrelevant information, as to do so would not require substantial time and effort, and the edited documents would retain meaning.

41. The Schedule of Documents in **Annexure 1** sets out my decision in relation to section 25.

#### **Conclusion**

42. On the information before me, I am satisfied information in the documents is not exempt from release under section 30(1).

43. As I am satisfied it is practicable to provide the Applicant with an edited copy of the documents with irrelevant information deleted in accordance with section 25, access is granted in part.

44. The Schedule of Documents in **Annexure 1** sets out my decision in relation to each document.

45. A marked-up copy of Documents 13, 27, 30, 51, 52 and 53 indicating irrelevant information contained in these documents has been provided to the Agency with this decision.

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<sup>7</sup> *Mickelborough v Victoria Police (General)* [2009] VCAT 2786 at [31]; *The Herald and Weekly Times Pty Limited v The Office of the Premier (General)* [2012] VCAT 967 at [82].

<sup>8</sup> *Honeywood v Department of Human Services* [2006] VCAT 2048 at [26]; *RFJ v Victoria Police FOI Division (Review and Regulation)* [2013] VCAT 1267 at [140] and [155].

## **Review rights**

46. If either party to this review is not satisfied with my decision, they are entitled to apply to the Victorian Civil and Administrative Tribunal (**VCAT**) for it to be reviewed.<sup>9</sup>
47. The Applicant may apply to VCAT for a review up to 60 days from the date they are given this Notice of Decision.<sup>10</sup>
48. The Agency may apply to VCAT for a review up to 14 days from the date it is given this Notice of Decision.<sup>11</sup>
49. Information about how to apply to VCAT is available online at [www.vcat.vic.gov.au](http://www.vcat.vic.gov.au). Alternatively, VCAT may be contacted by email at [admin@vcat.vic.gov.au](mailto:admin@vcat.vic.gov.au) or by telephone on 1300 018 228.
50. The Agency is required to notify the Information Commissioner in writing as soon as practicable if either party applies to VCAT for a review of my decision.<sup>12</sup>

## ***When this decision takes effect***

51. My decision does not take effect until the Agency's 14 day review period expires.
52. If a review application is made to VCAT, my decision will be subject to any VCAT determination.

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<sup>9</sup> The Applicant in section 50(1)(b) and the Agency in section 50(3D).

<sup>10</sup> Section 52(5).

<sup>11</sup> Section 52(9).

<sup>12</sup> Sections 50(3F) and (3FA).

**Annexure 1 – Schedule of Documents**

<b>Document No.</b>	<b>Date of Document</b>	<b>Document Description</b>	<b>No. of pages</b>	<b>Agency Decision</b>	<b>OVIC Decision</b>	<b>OVIC Comments</b>
1.	Undated	Photo	1	Released in full	Not subject to review	
2.	Undated	Photo	1	Released in full	Not subject to review	
3.	Various	List of inspections	2	Released in full	Not subject to review	
4.	Various	List of defect inspections	1	Released in full	Not subject to review	
5.	Undated	Photo	1	Released in full	Not subject to review	
6.	[year]	Road Management Plan	17	Released in full	Not subject to review	
7.	Undated	Photo	1	Released in full	Not subject to review	
8.	Undated	Photo	1	Released in full	Not subject to review	
9.	Undated	Photo	1	Released in full	Not subject to review	
10.	Various	Work orders	1	Released in part	Not subject to review	



Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
				Section 33(1)		
11.	Various	Work orders	1	Released in part Section 33(1)	Not subject to review	
12.	[date]	Work order	1	Released in part Section 33(1)	Not subject to review	
13.	[date]	Email chain	3	Released in part Section 33(1)	<p>Release in part</p> <p>Section 25</p> <p>The document is to be released except for information that is irrelevant, indicated in the markup provided to the Agency, which is to be deleted in accordance with section 25.</p>	<p>Section 25: I am satisfied the document contains information that is irrelevant to the terms of the Applicant's request, being the names, direct email addresses, position titles and telephone numbers of Agency officers.</p> <p>However, I am not satisfied certain other information, being the general business information in email signatures, is irrelevant to the terms of the Applicant's request as I am satisfied it does not constitute personal affairs information.</p>

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
						I am satisfied it is practicable to provide the Applicant with an edited copy of the document with irrelevant information deleted in accordance with section 25.
14.	Undated	Photo	1	Released in full	Not subject to review	
15.	Undated	Photo	1	Released in full	Not subject to review	
16.	Undated	Photo	1	Released in full	Not subject to review	
17.	Undated	Photo	1	Released in full	Not subject to review	
18.	Undated	Photo	1	Released in full	Not subject to review	
19.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	
20.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	

<b>Document No.</b>	<b>Date of Document</b>	<b>Document Description</b>	<b>No. of pages</b>	<b>Agency Decision</b>	<b>OVIC Decision</b>	<b>OVIC Comments</b>
21.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	
22.	[date]	Email	1	Released in part Section 33(1)	Not subject to review	
23.	Undated	Photo <i>Attachment to Document 22</i>	1	Released in full	Not subject to review	
24.	Undated	Photo <i>Attachment to Document 22</i>	1	Released in full	Not subject to review	
25.	Undated	Photo <i>Attachment to Document 22</i>	1	Released in full	Not subject to review	
26.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
27.	[date]	Email chain	2	Released in part Section 33(1)	Release in part Section 25  The document is to be released except for information that is irrelevant, indicated in the markup provided to the Agency, which is to be deleted in accordance with section 25.	Section 25: See comments for Document 13.
28.	Undated	Photo <i>Attachment to Document 28</i>	1	Released in full	Not subject to review	
29.	Undated	Photo <i>Attachment to Document 28</i>	1	Released in full	Not subject to review	
30.	[date]	Email chain	2	Released in part Section 33(1)	Release in part Section 25  The document is to be released except for information that is	Section 25: See comments for Document 13.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
					irrelevant, indicated in the markup provided to the Agency, which is to be deleted in accordance with section 25.	
31.	Undated	Photo <i>Attachment to Document 30</i>	1	Released in full	Not subject to review	
32.	Undated	Photo <i>Attachment to Document 30</i>	1	Released in full	Not subject to review	
33.	[date]	Email chain	1	Released in part  Section 33(1)	Not subject to review	
34.	Undated	Photo <i>Attachment to Document 33</i>	1	Released in full	Not subject to review	
35.	Undated	Photo <i>Attachment to Document 33</i>	1	Released in full	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
36.	Undated	Photo <i>Attachment to Document 33</i>	1	Released in full	Not subject to review	
37.	Undated	Photo <i>Attachment to Document 33</i>	1	Released in full	Not subject to review	
38.	Undated	Photo <i>Attachment to Document 33</i>	1	Released in full	Not subject to review	
39.	[date]	Email	1	Released in part Section 33(1)	Not subject to review	
40.	Undated	Photo <i>Attachment to Document 39</i>	1	Released in full	Not subject to review	
41.	Undated	Photo <i>Attachment to Document 39</i>	1	Released in full	Not subject to review	
42.	[date]	Email	1	Released in part	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
				Section 33(1)		
42a.	[date]	Application process record <sup>13</sup>	1	Released in part Section 33(1)	Not subject to review	
43.	[date]	Email	2	Released in part Section 33(1)	Not subject to review	
44.	[date]	Email chain	1	Released in part Section 33(1)	Not subject to review	
45.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	
46.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	
47.	[date]	Email chain	1	Released in part Section 33(1)	Not subject to review	

<sup>13</sup> This document was provided by the Agency to OVIC during the course of this review.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
48.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	
49.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	
50.	[date]	Email chain	1	Released in part Section 33(1)	Not subject to review	
51.	[date]	Email chain	3	Released in part Section 33(1)	Release in part Section 25  The document is to be released except for information that is irrelevant, indicated in the markup provided to the Agency, which is to be deleted in accordance with section 25.	Section 25: See comments for Document 13.
52.	[date]	Email chain	2	Released in part	Release in part	Section 25: See comments for Document 13.



Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
				Section 33(1)	Section 25  The document is to be released except for information that is irrelevant, indicated in the markup provided to the Agency, which is to be deleted in accordance with section 25.	
53.	[date]	Email chain	4	Released in part  Section 33(1)	Release in part  Section 25  The document is to be released except for information that is irrelevant, indicated in the markup provided to the Agency, which is to be deleted in accordance with section 25.	Section 25: See comments for Document 13.
54.	[date]	Final As built Drawings, Greville Street Prahran	1	Released in part  Section 33(1)	Not subject to review	
55.	[date]	Email	1	Released in part	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
				Section 33(1)		
56.	Undated	Photo <i>Attachment to Document 55</i>	1	Released in full	Not subject to review	
57.	Undated	Photo <i>Attachment to Document 55</i>	1	Released in full	Not subject to review	
58.	Undated	Photo <i>Attachment to Document 55</i>	1	Released in full	Not subject to review	
59.	Undated	Photo <i>Attachment to Document 55</i>	1	Released in full	Not subject to review	
60.	[date]	Email	1	Released in part  Section 33(1)	Not subject to review	
60a.	[date]	Application process record <sup>14</sup>	1	Released in part	Not subject to review	

<sup>14</sup> This document was provided by the Agency to OVIC during the course of this review.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
				Section 33(1)		
61.	[date]	Email	1	Released in part Section 33(1)	Not subject to review	
61a.	[date]	Application process record <sup>15</sup>	1	Released in part Section 33(1)	Not subject to review	
62.	[date]	Email	1	Released in part Section 33(1)	Not subject to review	
63.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
64.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
65.	[date]		1	Released in part	Not subject to review	

<sup>15</sup> This document was provided by the Agency to OVIC during the course of this review.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
		Work Order screenshot		Section 33(1)		
66.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
67.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
68.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
69.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
70.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
71.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
72.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
73.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
74.	[date]	Public Liability Incident Register	1	Released in part Section 33(1)	Not subject to review	
75.	Various	Public Liability and Property Damage Incident Report	4	Released in part Section 33(1)	Not subject to review	
76.	Various	Public Liability and Property Damage Incident Report	3	Released in part Section 33(1)	Not subject to review	
77.	Various	Public Liability and Property Damage Incident Report	3	Released in part Section 33(1)	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
78.	[date]	Email chain	2	Released in part Section 33(1)	Not subject to review	
79.	Undated	Defect register	1	Released in full	Not subject to review	
80.	[date]	Defect register	1	Released in full	Not subject to review	
80a.	Undated	Photo	1	Released in full	Not subject to review	
80b.	Undated	Photo	1	Released in full	Not subject to review	
80c.	Undated	Photo	1	Released in full	Not subject to review	
80d.	Undated	Photo	1	Released in full	Not subject to review	
80e.	Undated	Photo	1	Released in full	Not subject to review	
81.	[date]	Defect register	1	Released in full	Not subject to review	
82.	[date]	Inspection register	1	Released in full	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
83.	Various	Inspection register	1	Released in full	Not subject to review	
84.	[date]	Inspection register	1	Released in full	Not subject to review	
85.	[date]	Inspection register	1	Released in full	Not subject to review	
86.	Various	Final network summary	1	Released in full	Not subject to review	
87.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): I am not satisfied the information in the document identified by the Agency is exempt from release under section 30(1) for the reasons set out in the Notice of Decision above.
88.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
89.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
90.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
91.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
92.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
93.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
94.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
95.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
96.	[date]		1	Released in part	Not subject to review	



Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
		Work Order screenshot		Section 33(1)		
97.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
98.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
99.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
100.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
101.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
102.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
103.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
104.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
105.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
106.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
107.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
108.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
109.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
110.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
111.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
112.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
113.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
114.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
115.	Undated	Work Order screenshot	1	Released in part	Release in full	Section 30(1): See comments for Document 87.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
				Section 30(1)		
116.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
117.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
118.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
119.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
120.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
121.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
122.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
123.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
124.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
125.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
126.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
127.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
128.	[date]		1	Released in part	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
		Work Order screenshot		Section 33(1)		
129.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
130.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
131.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
132.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
133.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
134.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
135.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
136.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
137.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
138.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
139.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
140.	Undated	Work Order screenshot	1	Released in full	Not subject to review	
141.	[date]		1	Released in part	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
		Work Order screenshot		Section 33(1)		
142.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
143.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
144.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
145.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
146.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
147.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.



Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
148.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
149.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
150.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
151.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Release in part Section 25  The document is to be released except for information that is irrelevant, which is to be deleted in accordance with section 25.	Section 25: I am satisfied the document contains information that is irrelevant to the terms of the Applicant's request, being the names and first initials of Agency officers, and a brief description of the activities of a third party.  However, I am not satisfied other information in the documents is irrelevant to the request, being details about the report which do not identify a third party.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
						I am satisfied it is practicable to provide the Applicant with an edited copy of the document with irrelevant information deleted in accordance with section 25.
152.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
153.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
154.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
155.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
156.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Release in part Section 25	Section 25: I am satisfied the document contains information that is irrelevant to the terms

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
					<p>The document is to be released except for information that is irrelevant, which is to be deleted in accordance with section 25.</p>	<p>of the Applicant's request, being the names and first initials of Agency officers, and a brief description of the activities of a third party.</p> <p>However, I am not satisfied other information in the documents is irrelevant to the request, being details about the report which do not identify a third party.</p> <p>I am satisfied it is practicable to provide the Applicant with an edited copy of the document with irrelevant information deleted in accordance with section 25.</p>
157.	[date]	Work Order screenshot	1	Released in part Section 33(1) and 30(1)	<p>Release in part</p> <p>Section 25</p> <p>The document is to be released except for information that is irrelevant, which is to be deleted in accordance with section 25.</p>	<p>Section 25: I am satisfied the document contains information that is irrelevant to the terms of the Applicant's request, being the names and first initials of Agency officers, and a brief description of the activities of a third party.</p> <p>However, I am not satisfied other information in the</p>

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
						<p>documents is irrelevant to the request, being details about the dates related to the work order.</p> <p>I am satisfied it is practicable to provide the Applicant with an edited copy of the document with irrelevant information deleted in accordance with section 25.</p>
158.	[date]	Work Order screenshot	1	Released in part Section 33(1)	<p>Release in part Section 25</p> <p>The document is to be released except for information that is irrelevant, which is to be deleted in accordance with section 25, being the names of Agency officers in the document.</p>	Section 25: See comments for Document 151.
159.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
160.	[date]	Work Order screenshot	1	Released in part Section 33(1)	Not subject to review	
161.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
162.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
163.	Undated	Work Order screenshot	1	Released in part Section 30(1)	Release in full	Section 30(1): See comments for Document 87.
164.	[date]	Email chain <sup>16</sup>	1	Released in part Section 33(1)	Not subject to review	
165.	Undated	Photo <sup>17</sup>	1	Released in full	Not subject to review	

<sup>16</sup> This document was provided by the Agency to OVIC during the course of this review, with a request that the following information be provided with its release: "It relates to an issue raised about the section of footpath at the base of the pedestrian ramp to the [location]."

<sup>17</sup> This document was provided by the Agency to OVIC during the course of this review.

Document No.	Date of Document	Document Description	No. of pages	Agency Decision	OVIC Decision	OVIC Comments
166.	Undated	Photo <sup>18</sup>	1	Released in full	Not subject to review	

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<sup>18</sup> This document was provided by the Agency to OVIC during the course of this review.