

# **Freedom of Information Publication Coversheet**

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

FOI Reference: CMTEDDFOI 2018-0010

Information to be published	Status
1. Access application	Published
2. Decision notice	Published
3. Documents and schedule	Published
4. Additional information identified	Yes
5. Fees	N/A
6. Processing time (in working days)	19
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

From: EPSDFOI

To: Access Canberra Government Business & Coordination; CMTEDD FOI
Subject: FW: Freedom of Information Incident [SEC=UNCLASSIFIED]

Date: Tuesday, 16 January 2018 10:28:56 AM

Attachments: Controlled Activity Complaint - BELCONNEN-LAWSON-S034-B0001 ....obr

# Hi Access Canberra/CMTEDD

This request relates to a controlled activity complaint being managed by Access Canberra. I ran a search in objective and found a file (attached).

Do you accept a transfer?

Heather

### **Heather Johnston**

Information and Systems Support (Freedom of Information)

Phone 02 6207 1941

Information Management | Environment, Planning and Sustainable Development | ACT Government

Dame Pattie Menzies House, Challis Street, Dickson | GPO Box 158 Canberra ACT 2601 | www.environment.act.gov.au

From: Access Canberra Customer Services [mailto:accesscanberra@act.gov.au]

Sent: Tuesday, 16 January 2018 10:02 AM
To: EPSDFOI < EPSDFOI@act.gov.au>
Subject: Freedom of Information Incident

ACT Government logo		
To did not Defense	# 10011C 000F31	
Incident Reference #	<sup>‡</sup> 180116-000521	
Subject: Development Date Created: 16/01/	•	
Auto-Response By (Adı	ministrator) (16/01/2018 10.0	0.01 AM)
	ng a Freedom of Informat	ation Application to the Environment
Your reference number	r is: #	
Your application has be Management Team for		ded to the Records & Information
Customer By CSS Web	) (16/01/2018	18 10.01 AM)
On the 3rd July 2017 I s	ubmitted a complaint rega	arding a development of a property

across the street from us. This was submitted by access canberra with reference number:

Since this time I have been advised there is a construction control order against the relevant property, however with continue follow ups as the status of my complaint and what the control; order relates to, I have received no communication back on the issue.

I'm submitting an FOI request on this matter, seeking documents relating the investigation of compliance with develop for the reference property and what actions are being undertaken to ensure the property development will be made compliant

# Additional Incident Details (if available)

**Status:** In Progress **Category:** EPD FOI

**Type of Correspondence:** Request for Information

Block Number: 1 Section Number: 34 Suburb: Lawson

# **Contact Information**

First Name:
Last Name:
Email Address:
Phone Number:

Address:

If this is not for you/your area please forward this email to <a href="mailto:accessCBR@act.gov.au">accessCBR@act.gov.au</a> to advise that it is not the correct area. The correspondence can then be re-directed appropriately.



Our ref: CMTEDDFOI 2018-0010



Dear

# FREEDOM OF INFORMATION REQUEST

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 16 January 2018, in which you sought access to all documents relating the investigation of compliance for Block 1 Section 34 Lawson and what actions are being undertaken to ensure the property development will be made compliant.

# 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.

# **Timeframes**

CMTEDD was required to provide a decision on your access application by 14 February 2018.

## **Decision on access**

Searches were completed for relevant documents and a total of 6 documents were identified that are within the scope of your request.

I have included as **Attachment A** to this decision the schedule of relevant documents. This provides a description of each document and the access decision for each of those documents.

Having considered the documents within the scope of your request and the requirements of the Act, I have decided to grant full access to all documents. The documents released to you are provided as **Attachment B** to this letter.

# **Charges**

Pursuant to *Freedom of Information (Fees) Determination 2017 (No 2)* processing charges are not applicable for this request as the total number of pages to be released to you is below the charging threshold of 50 pages.

# Online publishing - Disclosure Log

Under section 28 of the Act, CMTEDD maintains an online record of access applications called a disclosure log. Your original access application, my decision and documents released to you in response to your access application will be published in the CMTEDD disclosure log after 16 February 2018. Your personal contact details will not be published.

You may view CMTEDD disclosure log at: https://www.cmtedd.act.gov.au/functions/foi/disclosure-log.

# **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 CMTEDD 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 St GPO Box 370 Canberra City ACT 2601 Telephone: (02) 6207 1740 http://www.acat.act.gov.au/ Should you have any queries in relation to your request please contact me by telephone on 6207 7754 or email <a href="mailto:CMTEDDFOI@act.gov.au">CMTEDDFOI@act.gov.au</a>

Yours sincerely,

Daniel Riley

Information Officer

**Information Access Team** 

Chief Minister, Treasury and Economic Development Directorate

13 February 2018



# FREEDOM OF INFORMATION REQUEST SCHEDULE

NAME	WHAT ARE THE PARAMETERS OF THE REQUEST	OBJECTIVE FILE NO
	Documents relating the investigation of compliance for Block 1 Section 34 Lawson and what	2018-0010
	actions are being undertaken to ensure the property development will be made compliant	

Ref No	Page number	Description	Date	Status	Reason for Exemption	Online Release Status
1	1-2	Controlled Activity or Construction Occupations Complaint Form data summary	03-Apr-2017	Full release	N/A	Yes
2	3-5	Controlled Activity or Construction Occupations Complaint Form as an attachment to the above document	03-Apr-2017	Full release	N/A	Yes
3	6	Photograph as an attachment to the above document	03-Apr-2017	Full release	N/A	Yes
4	7-8	Record of Actions and Communication	14-Apr-2017	Full release	N/A	Yes
5	9	Email chain	18-Apr-2017	Full release	N/A	Yes
6	10-13	Investigations Team inspection record	21-Apr-2017	Full release	N/A	Yes
7	14	Email	21-Apr-2017	Full release	N/A	Yes

Total No of Docs

7

From: smartforms@act.gov.au
To: csbinvestigations

Subject: Controlled Activity or Construction Occupations Complaint, LAWSON-S34-B1, 84RFFN,

 Date:
 Monday, 3 April 2017 10:27:39 AM

 Attachments:
 99124420170403102157.xml

 99124420170403102157.pdf

46 solong street.jpg

# **Controlled Activity or Construction Occupations Complaint**

# Form data summary

**Customer name** 

Submission ID 99124420170403102157

Tracking number 84RFFN

For issues or questions relating to SmartForms or Transaction Manager, please contact the Payment Services Integration Team on \*7 5466.

# Controlled Activity or Construction Occupations Complaint

# Form data summary

**Customer name** 

**Submission ID** 99124420170403102157

Tracking number 84RFFN

For issues or questions relating to SmartForms or Transaction Manager, please contact the Payment Services Integration Team on \*7 5466.



# Controlled Activity or Construction Occupations Complaint Form - submission confirmation

Your submission has be	en successfu . P ea	se keep a copy of this	receipt for your records.	
Date and time	Form s	ubmission ID	Reference number	
03 Apr 2017 10:27:16	99124	1420170403102157	84RFFN	
To save a copy of the cicon.	omp eted form and	I receipt, from the Fi e	menu se ect "Save a copy".	To print a copy use the Print
Access Canberra		GPO Box 158 Canberra C ty ACT 2601	Te ephon	e: (02) 6207 1923
Lease/site de	etails - su	ıbject of th	e complaint	
Suburb/District *	Section *	B ock * Ur	nit	
LAWSON	34	1		
f you require he p with su	burb/district, section	on or b ock detais, visi	it ACTMAPi.	
Address ine 1 *				
46 So ong Street				
Address ine 2				
Suburb *	State	Postcode *		
LAWSON	ACT	2617		
Applicant de	tails			
Tit e Given n	ame *		Fami y name *	
Postal address				

Address ine 1 *				_		
Address ine 2				_		
Suburb *	State *	Postcode *				
P ease enter at east one phon	e number: *					
Home phone number	Work phone nu	ımber	Mobi e number			
Emai address *						
Complaint deta	ails					
Complaint type						
Unlawful development						
✓ Development without a	pproval					
Development not in acc	ordance with an	approval				
P ease make a se ection *						
Carport						
Chimney						
Deck						
Fences						
Garage						
Pergola						
Shed						
Shipping container						
Transpotable home						
<b> ✓</b> Other						
P ease enter a description of the	ne structure *					
House/basement				1		
				1		
Breach of lease						

Unlawful Use

**Construction work** 

Unclean leasehold

Building
☐ Electrical
Plumbing
☐ Gas
Licensee
Unlicensed
Licence breach
Building certifier
Works assessor
Complaint details
Provide a fu description of your comp aint *
Work has commence on the specified property and no notice of bui ding works sign is on disp ay at the property. From discussions with the neighbouring property, we understand there is no DA/BA approva for these works.
Additional supporting evidence such as photographs, plans, reports etc can be uploaded to this form. Maximum total size of attachments is 10MB.  File: 46 Solong Street.jpg
Tree to be one outcompy

# Applicant acknowledgement

1,	acknowledge:
4	I have read and understood the details outlined on this form. *
4	that this complaint, including the personal information provided on this form, may be referred to another ACT Government agency or ACT Policing for the purposes of investigating the complaint or a breach of another law. *
1	that all the information given on this form and its attachments is true and correct. *





# **Record of Actions and Communication**

**Block**: 1 **Section**: 34 **Division**: Lawson

Action or Conversation with: - Complainant

**Date of event**: 14/4/2017

Telephone number:

Time of event: 1:15pm

Time event finished: 1:25pm

Officer: Doug Farr

**Details:** Spoke to complainant regarding building work that was rumoured to not be approved and there being no Notice of Building Work sign displayed on site. Informed complainant that there was a Building Approval for this work. Also informed complainant that I will follow up with the builder to have sign displayed.

**Next Action**: Follow up with Builder to have sign displayed.

Block: 1 Section: 34 Division: Lawson

Action or Conversation with: Jordan Wind - Nominee for TP Dynamics

**Date of event**: 14/4/2017

Telephone number: 0434625096

Time of event: 1:30pm

Time event finished: 1:40pm

Officer: Doug Farr

**Details:** Spoke to Jordan in relation to displaying sign at building site on Block 1 Section 34 Lawson. Jordan informed me that he will have the sign displayed withint the upcoming days

**Next Action**: Follow up with site inspection to check if sign is displayed.

From: <u>Farr, Douglas</u>
To: <u>csbinvestigations</u>

Subject: RE: Controlled Activity or Construction Occupations Complaint, LAWSON-S34-B1, 84RFFN, [SEC=UNOFFICIAL]

Date: Tuesday, 18 April 2017 9:46:19 AM

Attachments: <u>image001.jpg</u>

#### Hi Glenys,

I have taken care of this one. Called the builder about the sign. There is a BA for the building work. We are waiting for a DA for the basement wall which is part of Chris' current case for this block. I have been in contact with the complainant as well. I will check whether the sign has been put up at some point and if I has I think this one is all done.

#### Thanks,

Doug Farr | Building Inspector | Compliance Auditor
Phone: 02 6207 8152 | Email <u>csbinvestigations@act.gov.au</u>
Construction, Environment and Workplace Protection | **Access Canberra** | ACT Government
GPO Box 158 Canberra ACT 2601 | <a href="http://www.act.gov.au/accesscbr">http://www.act.gov.au/accesscbr</a>



From: csbinvestigations

Sent: Tuesday, 18 April 2017 9:44 AM

To: Farr, Douglas

Subject: RE: Controlled Activity or Construction Occupations Complaint, LAWSON-S34-B1, 84RFFN,

[SEC=UNOFFICIAL]

Doug

Have you taken care of this one?

Glenys

From: csbinvestigations

Sent: Wednesday, 12 April 2017 11:10 AM

To: Farr, Douglas

Subject: FW: Controlled Activity or Construction Occupations Complaint, LAWSON-S34-B1, 84RFFN,

[SEC=UNOFFICIAL]

Doug

Can you please chase up the building file re this development. Apparently no building sign up and the complainant says there are "rumours" that it is not approved. When you find out who the builder is please call him and get him to put up a sign and check on what he is doing on this site. Please advise what you find.

Thanks Glenys

From: <a href="mailto:smartforms@act.gov.au">smartforms@act.gov.au</a> [mailto:smartforms@act.gov.au]

Sent: Monday, 3 April 2017 10:28 AM

To: csbinvestigations

Subject: Controlled Activity or Construction Occupations Complaint, LAWSON-S34-B1, 84RFFN,

# Investigations Team inspection record

# File name

20170421 - 1-34 Lawson Record of Inspection

# **Block**

1

# **Section**

34

# **Suburb**

Lawson

# **Date and time**

21/4/17, 11:54 am

# Lead inspector, case officer

Doug Farr

# **Accompanying officer**

**Chris Southwell** 

# Completed on

21/4/17, 12:19 pm

# **Audit**

Question	Response	Details	
Did you access leased land?	No		
If yes under what authority?	N/A		
Purpose of inspection	To investigate whether notice of building work sign is displayed on site.		
Points of interest, findings and facts			
Points of interest 1			
Summary of issue	Sign was displayed as per instructions to builder. NFA required		

# Photos of issue

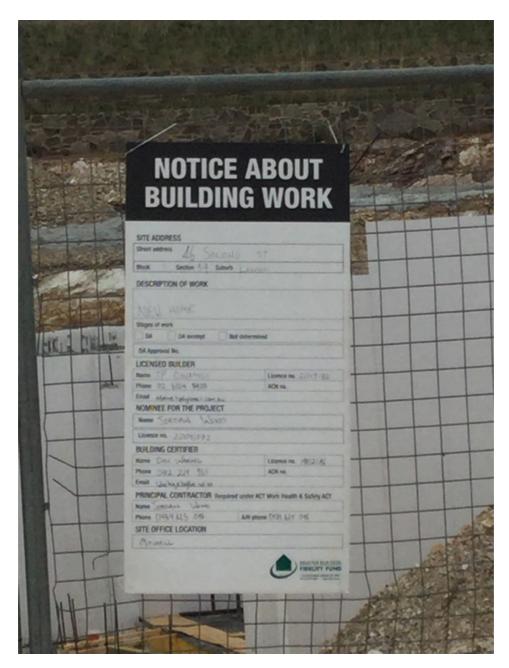




Append x 1

Append x 2

# Media



Appendix 1



Appendix 2

From: <u>Farr, Douglas</u>

To:

Subject: RE: Block 1 Section 34 Lawson [SEC=UNCLASSIFIED]

**Date:** Friday, 21 April 2017 1:09:00 PM

Attachments: <u>image001.jpg</u>

# Good afternoon



I refer to your complaint in relation to no Notice of Building Work sign being displayed at Block 1 Section 34 in Lawson. I have conducted a site inspection today and there is now a sign displayed at the front of the property. In relation to complaint regarding unapproved development I can confirm, as discussed that there is a building approval lodged for this block.

As the issue has now been resolved and there is a current building approval on the block no further action is required on this matter.

If any further issues arise please contact us further.

Kind Regards,

Doug Farr | Building Inspector | Compliance Auditor Phone: 02 6207 1923 | Email <u>csbinvestigations@act.gov.au</u>

Construction, Environment and Workplace Protection | Access Canberra | ACT Government

GPO Box 158 Canberra ACT 2601 | http://www.act.gov.au/accesscbr





Our ref: CMTEDDFOI 2018-0010



# FREEDOM OF INFORMATION REQUEST

I refer to your application under section 30 of the *Freedom of Information Act 2016* (the Act), received by the Chief Minister, Treasury and Economic Development Directorate (CMTEDD) on 16 January 2018, in which you sought access to all documents relating the investigation of compliance for Block 1 Section 34 Lawson and what actions are being undertaken to ensure the property development will be made compliant.

# 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.

## **Timeframes**

CMTEDD was required to provide a decision on your access application by 14 February 2018 however section 36 of the Act allows for a decision to be made on additional government documents that are found following the original access decision.

#### Decision on access

Further searches were completed for relevant documents and 4 documents were identified that fall within the scope of your request.

I have included as **Attachment A** to this decision the schedule of relevant documents. This provides a description of each document that falls within the scope of your request and the access decision for each of those documents.

Documents identified as relevant to your request contain information that I consider to be:

 information that would, on balance, be contrary to the public interest to disclose under the test set out in section 17 of the Act. I have decided to grant access, under section 50 of the Act, to copies of documents with deletions applied to information that I consider would be contrary to the public interest to disclose.

My access decisions are detailed further in the following statement of reasons and the documents released to you are provided as **Attachment B** to this letter.

### Material considered

In reaching my access decision, I have taken the following into account:

- the Act, particularly schedule *Freedom of Information Act 2016* (ACT) Schedule 2 section 2(a)(ii);
- the content of the documents that fall within the scope of your request;
- the Information Privacy Act 2014.

In accordance with section 54(2) of the Act a statement of reasons outlining my decision is below.

#### Statement of Reasons

My reasons for deciding not to grant access to components of these documents are as follows:

# **Public Interest**

The Act has a presumption in favour of disclosure. As a decision maker I am required to decide where, on balance, public interests lies. As part of this process I must consider factors favouring disclosure and non-disclosure.

In Hogan v Hinch (2011) 243 CLR 506, [31] French CJ stated that when 'used in a statute, the term [public interest] derives its content from "the subject matter and the scope and purpose" of the enactment in which it appears'. Section 17(1) of the Act sets out the test, to be applied to determine whether disclosure of information would be contrary to the public interest. These factors are found in subsection 17(2) and Schedule 2 of the Act.

Taking into consideration the information contained in the documents found to be within the scope of your request, I have identified that the following public interest factors are relevant to determine if release of the information contained within these documents is within the 'public interest'.

# Factors favouring disclosure (Schedule 2.1)

• contribute to the administration of justice generally, including procedural fairness.

# Factors favouring non-disclosure (Schedule 2.2)

• Prejudice the protection of an individual's right to privacy or other right under the *Human Rights Act 2004*.

Having considered the factors identified as relevant in this matter, I consider that release of information contained in these documents may contribute to the administration of justice generally by allowing you to have a complete record of the interactions between the certifier of Block 1 Section 34 Lawson and the ACT Government and the steps taken to resolve your complaint. Moreover, I am satisfied that release of the documents in full may allow for the resolution of this matter to the satisfactory of both parties.

However, when considering this finding against the factor favouring non-disclosure, I am satisfied that the protection of an individual's right to privacy, especially in the course of assisting in a line of enquiry with a government agency, is a significant factor as the parties involved have provided their personal information for the purposes of meeting obligations under relevant legislation which, in my opinion, outweighs the benefit which may be derived from releasing the personal information of the individual's involved in this matter. These individuals are entitled to expect that the personal information they have supplied as part of this process will be dealt with in a manner that protects their privacy. Considering the type of information to be withheld from release, I am satisfied that the factors in favour of release can still be met while protecting the personal information of the individuals involved.

I therefore weight the factor for non-disclosure more highly than the factor in favour of release in this instance. As a result, I have decided that release of this information (contacts names and the internal layout of the building) could prejudice their right to privacy under the *Human Rights Act 2004*.

Having applied the test outlined in section 17 of the Act and deciding that release of personal information contained in the documents is not in the public interest to release, I have chosen to redact this specific information in accordance with section 50(2). Noting the pro-disclosure intent of the Act, I am satisfied that redacting only the information that I believe is not in the public interest to release will ensure the intent of the Act is met and will provide you with access to the majority of the information held by CMTEDD within the scope of your request.

Accordingly, folios 12 and 16-29 of the identified documents contain information that I consider, on balance, to be contrary to the public interest to disclose under the test set out in section 17 of the Act. This information has been redacted.

### Charges

In accordance with section 105 of the Act, charges are not applicable for information released under section 36 of the Act.

# Online publishing - Disclosure Log

Under section 28 of the Act, CMTEDD maintains an online record of access applications called a disclosure log. Your original access application, my decision and documents released to you in response to your access application will be published in the CMTEDD disclosure log after 2 March 2018. Your personal contact details will not be published.

You may view CMTEDD disclosure log at: <a href="https://www.cmtedd.act.gov.au/functions/foi/disclosure-log.">https://www.cmtedd.act.gov.au/functions/foi/disclosure-log.</a>

## **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 CMTEDD 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 St GPO Box 370 Canberra City ACT 2601 Telephone: (02) 6207 1740 http://www.acat.act.gov.au/

on 6207 7754 or email <a href="mailto:CMTEDDFOI@act.gov.au">CMTEDDFOI@act.gov.au</a>

Should you have any queries in relation to your request please contact me by telephone

Yours sincerely,

Daniel Riley

Information Officer

Information Access Team

Chief Minister, Treasury and Economic Development Directorate

*2*7February 2018



# FREEDOM OF INFORMATION REQUEST SCHEDULE

NAME	WHAT ARE THE PARAMETERS OF THE REQUEST	OBJECTIVE FILE NO
	Documents relating the investigation of compliance for Block 1 Section 34 Lawson and what	2018-0010
	actions are being undertaken to ensure the property development will be made compliant	

Ref No	Page number	Description	Date	Status	Reason for Exemption	Online Release Status
1	1	Site survey		Full release	N/A	Yes
2	2-11	Investigations Team inspection record		Full release	N/A	Yes
3	12-15	Email chain		Partial release	Freedom of Information Act 2016 (ACT)	Yes
					Schedule 2 section 2(a)(ii)	
4	16-29	Plans as attachment to email chain above		Partial release	Freedom of Information Act 2016 (ACT)	Yes
					Schedule 2 section 2(a)(ii)	

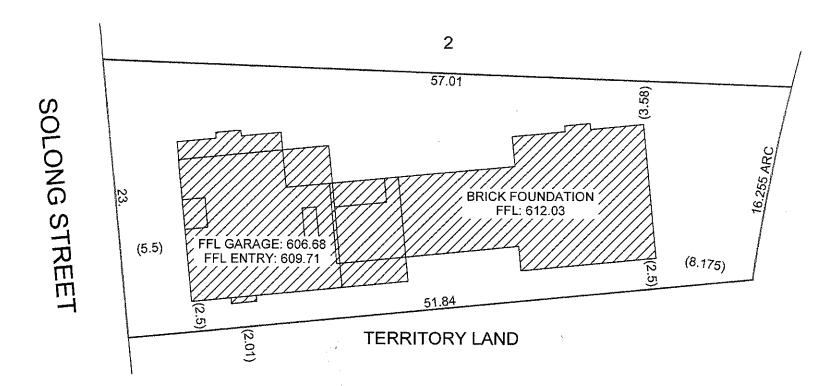
Total No of Docs

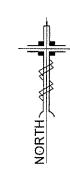
4

#### NOTES

- THIS PLAN HAS BEEN PREPARED FOR IDENTIFICATION PURPOSES FOR EXCLUSIVE USE BY THE CLIENT IN THIS MATTER ONLY.
- NOT TO BE USED FOR BOUNDARY DEFINITION. FURTHER SURVEY AND BOUNDARY MARKING MAY BE NECESSARY PRIOR TO ANY FUTURE DEVELOPMENT
- SURVEY DATA SHOWN ON THIS PLAN IS CORRECT AT DATE OF SURVEY
- THIS IS THE SKETCH PLAN REFERRED TO IN, AND ANNEXED TO, OUR REPORT TO TP DYNAMICS DATED 7th JUNE 2017







PROJECT

IDENTIFICATION SURVEY OF BLK 1 SEC 34 DP 11268 46 SOLONG STREET, LAWSON

CLIENT

TP DYNAMICS

DATUM: AHD

CONTOUR INTERVAL: N/A

OUR REF: 423

SCALE: 1:300 (A4) PLAN REF: 423-ID DATE: 7 JUNE 2017 THOMAS DARMODY
REGISTERED SURVEYOR
Ph: 0439 440 604
tom@tsdsurveying.com.au





# Investigations Team inspection record

# File name

1/34 Lawson

# **Block**

1

# **Section**

34

# **Suburb**

Lawson

# **Date and time**

4/9/17, 3:20 am

# Lead inspector, case officer

Jonathan Swale

# **Accompanying officer**

Mat Bond

# **Audit**

Question	Response	Details	
Did you access leased land?	Yes		
If yes under what authority?	Section 130 B	uilding Act	
Purpose of inspection	A complaint was received that the dwelling under construction does not meet the rules of the single dwelling housing development code, in particular the precinct code rule that states no part of the building can be over RL620		
Points of interest, findings and facts			
Points of interest 1			
Summary of issue	we explained the builder was then undertood.  Due to the hig measuring pothe slab to the property the band 8.52m in	site and spoke to the tradesmen working, the purpose of the inspection and asked if as on site, they advised that he wasn't. We ak the inspection.  The winds we were unable to use the le outside, so we took measurements from a underside of the roof. At the rear of the building was 7.44m near the rear sliding door the centre of that same room. A survey viously supplied by the certifier Don Waring FL at 612.03.	
Photos of issue			

Points	of	interest	2
FUILLS	OI	IIIIGIESI	_

Append x 2

Append x 1

Summary of issue

A visual inspection of the building shows that it appears to be constructed in accordance with the approved plans as far as window location and the like is concerned.

Append x 4

Append x 3

# Photos of issue

1/34 Lawson - 2 -







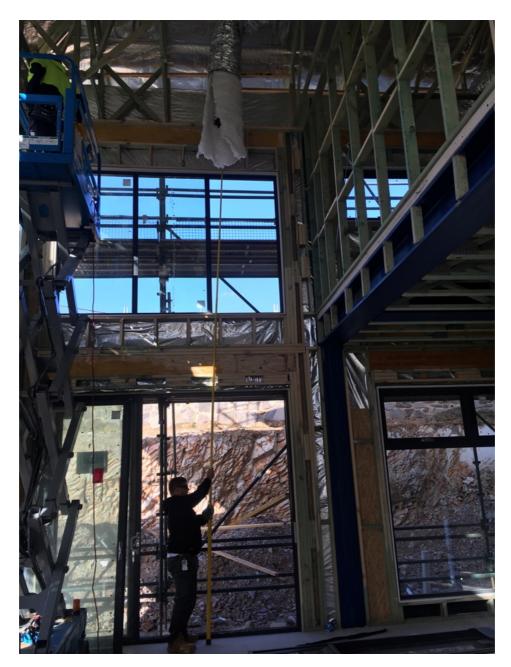
Append x 5

Append x 6

Append x 7

1/34 Lawson - **3** -

# Media



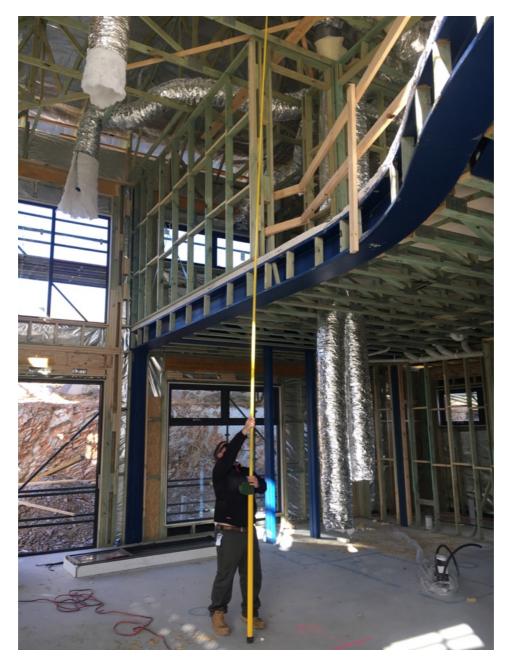
Appendix 1

1/34 Lawson - **4** -



Appendix 2

1/34 Lawson - **5** -



Appendix 3

1/34 Lawson - **6** -



Appendix 4

1/34 Lawson - **7** -



Appendix 5

1/34 Lawson - **8** -



Appendix 6

1/34 Lawson - 9 -



Appendix 7

1/34 Lawson - **10** -

From: warbug@bigblue.net.au
To: Swale, Jonathan

Subject: Re: FW: 1/34 Lawson roof height [SEC=UNCLASSIFIED]

Date: Wednesday, 27 September 2017 5:25:25 PM

Attachments: Plans1-34 Lawson.pdf

Hi Jonathan

Attached please find Plans for 1/34 Lawson.

Regards

## Sch 2 s2(a)(ii)

for

Don Waring

---- Original Message -----

From:

"Swale Jonathan" < Jonathan. Swale@act.gov.au>

To:

"warbug@bigblue.net.au" <warbug@bigblue.net.au>

Cc:

Sent:

Tue, 26 Sep 2017 00:31:43 +0000

Subject:

FW: 1/34 Lawson roof height [SEC=UNCLASSIFIED]

Hi Don

Just a quick follow up to see if there has been any progress on the survey for the roof heights?

Regards

Jonathan Swale | Inspector, Enforcement Unit

Phone: 02 6205 9639 Mobile: 0466 396 260 Email: <u>Jonathan.swale@act.gov.au</u>

Construction, Environment and Workplace Protection | Access Canberra | ACT Government

GPO Box 158 Canberra ACT 2601 | http://www.act.gov.au/accesscbr

Sent: Tuesday, 12 September 2017 10:01 AM To: warbug@bigblue.net.au **Subject:** RE: 1/34 Lawson roof height [SEC=UNCLASSIFIED] Hi Don Thank you for the update. Regards Jonathan Swale | Inspector, Enforcement Unit Phone: 02 6205 9639 Mobile: 0466 396 260 Email: <u>Jonathan.swale@act.gov.au</u> Construction, Environment and Workplace Protection | Access Canberra | ACT Government GPO Box 158 Canberra ACT 2601 | http://www.act.gov.au/accesscbr From: warbug@bigblue.net.au [mailto:warbug@bigblue.net.au] Sent: Monday, 11 September 2017 10:38 AM To: Swale, Jonathan **Subject:** Re: 1/34 Lawson roof height [SEC=UNCLASSIFIED] Johnathon Survey has been request as urgent. I will keep you informed and will take up your offer to meet when we know the exact size issue. Kind Regards Don Waring ---- Original Message -----From:

"Swale Jonathan" < Jonathan. Swale@act.gov.au>

From: Swale, Jonathan

To:
"warbug@bigblue.net.au" <warbug@bigblue.net.au></warbug@bigblue.net.au>
Ce:
Sent:
Fri, 8 Sep 2017 02:19:09 +0000
Subject:
1/34 Lawson roof height [SEC=UNCLASSIFIED]
Good afternoon Don
As discussed yesterday, a site inspection has identified that the roof height of the building at 1/34 Lawson may be outside of the height allowed by the Lawson precinct code. Rule 2 of the Lawson precinct code states that no part of a building on a block shown in figure 2 may extend above RL620 1/34 Lawson is indentified by figure two as being subject to that rule Rule 2 of the precinct code is a mandatory rule and there is no applicable criteria.
The site survey you supplied states that the FFL at the rear of the property is 612.03. A site inspection measured the underside of the roof from that slab level as being 8.52m at approximately its height point, meaning that the roof height is at approximately RL620.56.
As discussed you suggested that you would speak to the builder about getting a survey done to determine the exact roof heights. Could you please keep me informed of this process? I am also willing to meet you on site to discuss possible ways forward if need be.
Should you have any further questions please feel free to contact me.
Regards
Jonathan Swale   Inspector, Enforcement Unit
Phone: 02 6205 9639 Mobile: 0466 396 260 Email: <u>Jonathan.swale@act.gov.au</u>
Construction, Environment and Workplace Protection   Access Canberra   ACT Government
GPO Box 158 Canberra ACT 2601   http://www.act.gov.au/accesscbr

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contents to any other person.

BUILDING APPROVAL Issued under s.28 of the Eulding:Acr 2004 DON WARING Certifier number Bicence No. 19972186 10(1), 100 BCA Occupency Class BCA Type of Construction Sue tate 23 / 3 / 17 Certifier signature

## SOLONG STREET 46

BLOCK 01 | SECTION 34 | LAWSON

## DEVELOPMENT APPLICATION

ARCHITECTURAL SET

	DOCUMENT	DWG NO.
	DRAWING SCHEDULE	A000
	EROSION + SEDIMENT CONTROL PLAN	A005
	SITE PLAN	A907
	LANDSCAPE PLAN	ACOB
	BASEMENT PLAN	A099
	GROUND FLOOR PLAN	A100
	FIRST FLOOR PLAN	A101
	SECOND FLOOR PLAN	A102
	ROOF PLAN	A103
	AREA FLANS	A170
	PUBLIC REGISTER BASEMENT	A179
	PUBLIC REGISTER GROUND	A1E0
	PUBLIC REGISTER FIRST	A181
	PUBLIC REGISTER SECOND	A1BZ
	ELEVATIONS WEST + NORTH	A202
	ELEVATIONS EAST - SOUTH	A203
	SECTIONS AA + BB	A3D1
	SECTION CC	A302
	DRIVEWAY PLAN	A620
	WINDOW SCHEDULE	A801
=	WINDOW SCHEDULE	A802
	COLOUR SAMPLE SCHEDULE	AB10

594-ES.1 VERIFICATION OF EXEMPT DEVELOPMENTS LATES United the Provincy of Development CT 2007 plus Plannings Geral person Populations 2014 (27 Bullding Act 2004 & associated Building Regulations 2008

O COFYRIGHT ARCHITECTS RING & ASSOC, PTY LTD. 2016

GENERAL NOTES: COMMACTOR MUST VERIFY ALL

CONTRACTOR MUST VERIFY ALL

DIMENSIONS ON SITE DEFORE COMMERCING

ALL WORK TO BE CONSTRUCTED IN ACCORDANCE WITH

DIMENSIONS ON SITE DEFORE COMMERCING

AUSTRALIA AND LOCAL AUTHORITIES RECULATIONS

EXECUTE ALL WORK IN THE BEST AND MOST TRADEMAN

LIKE NAMER AND TO THE SATISFACTION OF THE

SUPERINTENDENT. ALL DIMENSIONS ARE IN MILLIMETERS

UNLESS OTHERWISE NOTED







NEW HOME	
□ 5°	☐ W
⊠ DA	☐ AE
□ CC	☐ M

DIVISION DRAWING TITLE

DRAWN SCALE DATE JETRIF 1681 17 AZ LAWSON 106 NO DIVE NO. DRAWING SCHEDULE A000 16.19

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