



NSW GOVERNMENT
Department of Planning

Contact: David Watson
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Our ref: 2007-2008:001
Your ref:
File:

Ms Sonya Lea McKay

Dear Ms McKay

I refer to your request, under the *Freedom of Information Act 1989* (FOI Act), to obtain a copy of documents concerning Killalea State Park.

Your application was registered in this office on 14 July 2008 and is receiving attention. The Department will notify you of the outcome of your FOI application in due course.

You will find enclosed a receipt for the FOI application fee.

You should be aware that your application is non-personal and, as such, will generate a processing charge of \$30.00 per hour in addition to the application fee.

Should you have any questions relating to this request, please do not hesitate to contact me on 9228 6116.

Yours sincerely


David Watson
18 July 2008

LIST OF DOCUMENTS

FOI File number: 2008-2009:001

Doc No	Folio no.	Date	Description	Action
01	1-27	18/6/08	Letter to Heather Warton plus attachments	Release but defer access to allow 3 rd party internal review application
02	28-57	January 08	Killalea State Park Concept Proposal	Release
03	58-60	8/11/07	Letter to Director General Department of Planning	Release but defer access to allow 3 rd party internal review application
04	61	14/11/07	Letter from Department of Planning	Release but defer access to allow 3 rd party internal review application
05	62-65	12/11/07	Major Project Application	Release but defer access to allow 3 rd party internal review application
06	66-133	11/07	Killalea State Park Preliminary Environmental Assessment	Release but defer access to allow 3 rd party internal review application
07	134		Coastal Zone maps	Release
08	135		Coastal Wetlands Amendment No 15	Release
09	136-151	11/07	Killalea State Park Preliminary Environmental Assessment	Release but defer access to allow 3 rd party internal review application
10	152-168	05/07	Killalea State Park Concept info document for Department of Planning	Release
11	169-214	7/8/06	Killalea State Park Plan of Management Addendum	Refuse s.25(1)(b)

FREEDOM OF INFORMATION

ACCOUNT

Applicant's Name: Ms Sonya Lea McKay

Our reference: 2008/09:001

Date: 4 September 2008

SCHEDULE OF PROCESSING

Nature of Processing Action	Time taken	
File searches, locating and retrieving documents	1hr	
Assessment of documents, identification of third parties	2hrs 45mins	
Listing / preparation of schedule of documents	1hr	
Third party consultation	40mins	
Photocopying	2hrs	
Administration/correspondence	1hr 40mins	
Determination	1hr 40 mins	Cost
Total time charged (to the nearest 15 min)	10hrs 45mins	\$322.50
Minus application fee		\$30.00
Amount owing		\$292.50

Processing charges for this application have been calculated at the rate of \$30.00 per hour.

Please arrange for a cheque or money order for the above amount, payable to the Department of Planning, to be sent to:

The Manager FOI and Privacy
Department of Planning
GPO Box 39
SYDNEY NSW 2001

Payment of this account should be received within 28 days of the receipt of this letter.

YOUR RIGHTS OF REVIEW AND APPEAL

1. INTERNAL REVIEW

Under s.34 and s.47 of the *Freedom of Information Act (NSW) 1989*, if you are dissatisfied or "aggrieved" with any decisions or "determinations" of an agency you can apply to the agency concerned for an internal review of its determination.

A person is aggrieved by a determination on an application for access to records if any of the following apply:

- i) an agency refuses to give the applicant access to a document; or
- ii) access to a document is to be given to the applicant subject to deferral; or
- iii) access to a copy of a document from which exempt matter has been deleted is to be given to the applicant; or
- iv) access to a document is to be given to the applicant subject to a charge for dealing with the application, or for giving access to a document, that the applicant considers to be unreasonable; or
- v) a charge for dealing with the application is payable by the applicant, being a charge that the applicant considers to have been unreasonably incurred; or
- vi) (Compulsory consultation) an agency should have, and has not, taken such steps as are reasonably practicable to obtain the views of the person as to whether or not the document is an exempt document; or
- vii) (Compulsory consultation) an agency should have, and has, taken such steps, but the determination is not in accordance with the views of the person; (s.34) or
- viii) an agency refuses to amend its records in accordance with the application." [s.47]

To apply for an internal review of a determination you must write a letter or lodge an internal review application form with the same agency as made the determination within 28 days of being given the determination. If the determination has been posted, it is deemed to have been given to you on the fifth day after the letter was posted.

Applications for an Internal Review should be addressed to:

The Manager FOI and Privacy
Department of Planning
GPO Box 39
SYDNEY NSW 2001

The application should include the application fee of \$40.00. Applicants can apply for a 50% reduction based on financial hardship or public interest reasons.