



Marcus Gricks

Via email to: [foi+request-12024-0e7c72a8@righttoknow.org.au](mailto:foi+request-12024-0e7c72a8@righttoknow.org.au)

Dear Marcus

### Freedom of Information Request LEX 51665 – Decision on access

I refer to the *Freedom of Information Act 1982 (FOI Act)* request made to the Department of Social Services (**the Department**) on 7 September 2024. The request seeks access to:

*Please provide all information of Development at 515-517 Ross River Road, Cranbrook. This should include (sic) any and all documents the Department has created around this Social housing Development.*

I am authorised to make decisions in respect of FOI requests under subsection 23(1) of the FOI Act.

### Decision – No documents exist

Section 24A of the FOI Act provides in part that an agency may refuse a request for access to a document if all responsible steps have been taken to find it and the agency is satisfied that it does not exist.

The FOI request seeks documents related to a social housing development at 515-517 Ross River Road, Cranbrook, Queensland. As noted in our email of Monday 16 September, social or public housing developments are managed at the state government level. Therefore, the Department does not hold documents related to a development at 515-517 Ross River Road.

As a result, we do not have possession of the documents sought by this request and have decided to refuse it under section 24A of the FOI Act.

Further, we recommend you make a Right to Information request to the Queensland Department of Housing, Local Government, Planning and Public Works for the documents you are seeking.

### Review rights and complaints

Information concerning how you may seek a review of this decision or make a complaint about the handling of this request is at **Attachment A**.

### Contact

If you would like to discuss any aspect of my decision, please contact me at [foi@dss.gov.au](mailto:foi@dss.gov.au).

Yours sincerely

Sarah B  
Authorised FOI Decision Maker

20 September 2024

### Attachments

A – Review Rights

## INFORMATION ON REVIEW RIGHTS

You may seek review of this decision via:

- (a) an internal review; or
- (b) the Australian Information Commissioner (**Information Commissioner**).

### Internal review

If you apply for internal review, a fresh decision will be made by a different decision-maker within the Department. An application for internal review must be:

- (a) made in writing;
- (b) made within 30 days of receiving this letter; and
- (c) sent to [foi@dss.gov.au](mailto:foi@dss.gov.au).

The application should also include the reasons why you think this decision should be reviewed.

If the internal review decision results in you not being provided access to all of the documents to which you have requested access, you have the right to seek a further review by the Information Commissioner.

### Information Commissioner review

You can apply for the Information Commissioner to review this decision either immediately or following an internal review decision. You must apply to the Information Commissioner within 60 days of the receipt of this decision letter.

Further details on this process can be found on the Information Commissioner's website at <https://www.oaic.gov.au/>.

## COMPLAINTS TO THE INFORMATION COMMISSIONER

You may also make a complaint to the Information Commissioner concerning actions taken by the Department while exercising its powers or performing its functions under the FOI Act.

Further details on this process can be found on the Information Commissioner's website at <https://www.oaic.gov.au/>.