



Environment Protection Authority

GPO Box 2607 Adelaide SA 5001

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Country areas 1800 623 445

EPA 05/25299

Dear |

I refer to your application, made under the *Freedom of Information Act 1991* (FOI Act) as received by the Environment Protection Authority (EPA) on 20 November 2019 on 2 July 2020, requesting access to:

Please provide me with a written report with relevant information on the property listed in the attached form.

The land in question is that of the Mt. Barker Waldorf School at 27 Sims Rd. Mt Barker SA 5251.

Certificate of Title number CT 5704/107

I would appreciate a written response to the following issues/questions regarding this property.

- *Has the EPA been requested to do any testing for possible soil contamination from any toxic waste being disposed of on the said land in the last 12 months*
- *Has the EPA then carried out any investigation or testing to confirm any contamination to the land on this site.*
- *Has the EPA found any evidence of toxic or serious or material environmental harm on this site*
- *Are there any notifications relating to the commencement of a site contamination audit*
- *Are there any site contamination audit reports or clean up audits on this site*
- *Is there any record of waste having been deposited on this site since 1983 to the present*

On 21 July 2020 the EPA's Principal Officer, Mr Tony Circelli, advised you that he had determined that, pursuant to Section 14A of the FOI Act, the due date of 20 December 2019 would be extended to 1 September 2020 due to the likelihood that consultation would be required with third parties [Section 14A(1)(b)].

On 28 July 2020 Luciano Palumbo EPA's Freedom of Information officer via email advised that no documents were available via the EPA's public register.

Following a search of EPA records I have determined that the 5 documents that fall within the scope of your application are those listed in the attached document schedule.

Section 20(4) of the FOI Act provides that if it is practicable to give access to a copy of a document with exempt matter deleted, and it appears that the applicant would wish to be given such a copy, the agency must give access to a copy of the document to this limited extent. Therefore, I have determined to grant you partial access to 1 document that has been redacted to remove content that contains third party financial information.

Determination

I determined to:

- Grant full access to 4 documents as detailed in the attached document schedule.
- Grant partial access to 1 document as detailed in the attached document schedule.

As required under the FOI Act, the EPA has provided third parties written notice of this determination. Access to 5 documents will be deferred, initially for 30 days, to enable third parties to exercise their rights of review or appeal under the FOI Act.

Right of appeal

If you are unhappy with this determination you are entitled to apply for an internal review in accordance with section 29 of the FOI Act. To make an internal review application, please either write a letter or send the attached form entitled *Application for Review of Determination* to the Chief Executive of the Environment Protection Authority, Mr Tony Circelli, within 30 (calendar) days after you receive this letter. Should you submit an application for an Internal Review, please include an application fee of \$37.50

In accordance with the requirements of Premier and Cabinet Circular PC045, details of your FOI application, and the documents to which you are given access, may be published in the agency's disclosure log. A copy of PC045 can be found at <http://dpc.sa.gov.au/what-we-do/services-for-government/premier-and-cabinet-circulars>.

If you have any queries in relation to this determination please contact Mr Luciano Palumbo Freedom of Information / Public Register Administrator on 8204 9128 or email Luciano.palumbo@sa.gov.au.

Yours sincerely

Suzanne Behrendt
Accredited Freedom of Information Officer
General Manager People and Performance
Environment Protection Authority

Date:

1/9/20

Document No	Date of Document	Description	Determination	Reason for Partial Access or Refusal
1	23 September 2019	Email: Re: EPA enquiry. Including Draft Limited Soil Assessment	Full Release	
2	25 September 2019	Email: Re: EPA enquiry. Including RFE0048_Draft Limited Soil Assessment Waldorf School	Full Release	
3	21 October 2020	Email: Re: EPA enquiry. Including RFE0048_Mt Barker Waldorf_Draft Soil Classification Summary Table	Full Release	
4	14 September 2019	Email: Re: EPA enquiry. Including RFE0048_Mt Barker Waldorf School_Science Centre_Additional Limited Background Assessment	Partial release	Pursuant to clause 12(1) of Schedule 1 of the Freedom of Information Act 1991 as it is a document the subject of secrecy provisions. The document contains financial information subject to the confidentiality clause under section 121 of the Environment Protection Act 1993 is an offence to disclose such information.
5	8 October 2019	Email: RE:Fw: EPA enquiry.	Full Release	