



File: T&F21/1130
A2126617

State Administration Centre
200 Victoria Square
Adelaide SA 5000
GPO Box 1045
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<http://www.treasury.sa.gov.au>
ABN 19 040 349 865

20 December 2021

Hon. Tom Koutsantonis
Member for West Torrens
229 Henley Beach Road
TORRENSVILLE SA 5031

Sent via email: westtorrens@parliament.sa.gov.au

Dear Mr Koutsantonis

Freedom of Information – Preparation of TRS21D1148 FOI Application

I refer to your application under the *Freedom of Information Act 1991* (FOI Act), received by the Department of Treasury and Finance (DTF) on 29 October 2021.

Your application specifically requested:

'A copy of all documents including notes, emails, briefings, memos and all text messages in relation to the preparation of FOI Application TRS21D1148 A copy of all documents including notes of conversations, emails, briefings, memos and all text messages in relation to discussions between the Department of Treasury and Finance, Electorate Office Services and the Treasurers [sic] Office [Date Range: 01/05/2021 – 28/10/2021].'

Under the Act, an agency has 30 days to respond to a freedom of information request. As DTF did not respond to your request within the time frame required, the department is deemed to have refused you access to all documents relevant to your application. However, I have determined to process the request as if the statutory time frame had been met.

The purpose of this letter is to advise you of my determination.

A total of 14 documents were identified as answering the terms of your application and I have determined as follows:

- I grant you access in full to 4 documents, copies of which are enclosed, and
- I refuse you access to 10 documents.

Please refer to the attached schedule that describes each document and sets out my determination and reasons in summary form.

Documents released in full

Documents 1, 10 and 13-14

Documents refused in full

Documents 2-9 and 11-12

In accordance with section 20(1)(b) of the FOI Act, *“an agency may refuse access to a document if it is a document that is available for inspection...”*. These documents are available on the DTF website in accordance with the Premier and Cabinet Circular PC045 - *Disclosure Logs for Non-Personal Information Released through Freedom of Information* (PC045), FOI reference: T&F21/0296, T&F21/0206 and TRS21D1148. As such, I determine to refuse access to these documents pursuant to section 20(1)(b) of the FOI Act.

Please note, in compliance with PC045, DTF is now required to publish a log of all non-personal information released under the FOI Act.

In accordance with this Circular, any non-personal information determined for release as part of this application, may be published on the DTF website. A copy of PC045 can be found at the following address: <http://dpc.sa.gov.au/what-we-do/services-for-government/premier-and-cabinet-circulars>. Please visit the website for further information.

Appeal Rights

If you are aggrieved with this determination, you have a right to apply for internal review under subsection 29(1) of the FOI Act. Pursuant to subsection 29(2), your application must:

- be in writing
- be addressed to the principal officer, and
- be lodged at an office of DTF or emailed to freedomofinformation2@sa.gov.au within 30 days after the day on which you receive this letter or within such further time as the principal officer may allow.

If you require any further information, please phone Inthira Stocker on (08) 8429 3497.

Yours sincerely



Maria Ross
ACCREDITED FREEDOM OF INFORMATION OFFICER

OFFICIAL
Schedule of Documents

T&F21/1130 - Hon. Tom Koutsantonis MP - ' A copy of all documents including notes, emails, briefings, memos and all text messages in relation to the preparation of FOI Application TRS21D1148. A copy of all documents including notes of conversations, emails, briefings, memos and all text messages in relation to discussions between the Department of Treasury and Finance, Electorate Office Services and the Treasurers Office.'

Doc. No.	Date	Description of Document	# of pages	Determination	Exemption Clause
1	25/05/2021 9:14am	Email - TRS21D1148 - FOI Consultation	2	Released in full	
2	7/05/2021	Minute - FOI Determination - File: T&F21/0295 (Attachment to document 1)	1	Refused in full	Section 20(1)(b)
3	12/05/2021	FOI Determination Letter - File: T&F21/0295 (Attachment to document 1)	2	Refused in full	Section 20(1)(b)
4	undated	Schedule of Documents - T&F21/0295 (Attachment to document 1)	1	Refused in full	Section 20(1)(b)
5	03/05/2021 11:02am	Discovered Documents - File: T&F21/0295 (Attachment to document 1)	4	Refused in full	Section 20(1)(b)
6	11/05/2021	Minute - FOI Internal Review Determination File: T&F21/0206 (Attachment to document 1)	2	Refused in full	Section 20(1)(b)
7	12/05/2021	FOI Internal Review Determination Letter File: T&F21/0206 (Attachment to document 1)	3	Refused in full	Section 20(1)(b)
8	undated	Schedule of Documents T&F21/0206 (Attachment to document 1)	1	Refused in full	Section 20(1)(b)
9	undated	Discovered Documents - File: T&F21/0206 (Attachment to documents 1)	12	Refused in full	Section 20(1)(b)
10	25/05/2021 9:12am	Email - TRS21D1148 - FOI Consultation	1	Released in full	
11	15/02/2021	Minute - File: ES20/0168 (Attachment to document 10)	2	Refused in full	Section 20(1)(b)
12	01/03/2021 4:00pm	Email - RE: TRS21D0288 (Attachment to document 10)	2	Refused in full	Section 20(1)(b)
13	09/06/2021 10:43am	Email - RE: TRS21D1148 - FOI Consultation	2	Released in full	
11	15/02/2021	Minute - File: ES20/0168 (Attachment to document 13)	2	Refused in full	Section 20(1)(b)
14	25/05/2021 10:14am	Email - RE: TRS21D1148 - FOI Consultation	2	Released in full	

From: [Cathro, Vicky \(DTF\)](#)
To: [DTF:Freedom of Information](#)
Subject: TRS21D1148 - FOI Consultation
Date: Tuesday, 25 May 2021 9:14:07 AM
Attachments: [Doc 3.pdf](#)
[Doc 4.pdf](#)
[Doc 5.pdf](#)
[Doc 6.pdf](#)
[Doc 7 - Redactions.pdf](#)
[Doc 8 - Redactions.pdf](#)
[Doc 9 - Redactions1.pdf](#)
[Doc 10 - Redactions.pdf](#)
Importance: High

Good morning

The Treasurer's office has received a FOI request from Mr Gabriel Polychronis (The Advertiser) seeking:

“any document that refers to complaints or concerns expressed by employees who have worked in the office of the Member for Badcoe, about the behaviour of the Member for Badcoe. And, any document that refers to Workers' Compensation claims by employees who have worked in the office of the Member for Badcoe arising out complaints or concerns expressed about the Member for Badcoe. And, any emails or minutes relating to allegations of improper conduct against the Member for Badcoe.” (From 17 March 2018 to 18 May 2021).

The attached documents fall within the scope of the FOI request. Before the attached can be provided to the applicant we require consent for it to be included. I am seeking your views as to whether or not you believe the documents are 'exempt' pursuant to Schedule 1 of the FOI Act. If you do not consent, can you please provide reasons and appropriate clauses which should be applied for the determination. Documents 7 – 10 are largely out of scope and I have redacted accordingly.

In accordance with Premier and Cabinet Circular PC045, if access is granted to these documents, details of the FOI application and the documents to which access is given, may be published on DTF's disclosure log, located on the DTF website. A copy of PC045 can be found at: <https://dpc.sa.gov.au/resources-and-publications/premier-and-cabinet-circulars>

It would be appreciated if you could please provide a response by Tuesday 1 June 2021.

Kind regards
Vicky

Vicky Cathro

MLO (Housing and Urban Development) and
FOI Officer to the Treasurer
the Hon Rob Lucas MLC

Phone: 8226 9769

Email: Vicky.cathro@sa.gov.au

Level 8, 200 Victoria Square

State Administration Centre
ADELAIDE SA 5000

From: [Cathro, Vicky \(DTF\)](#)
To: [Tatarelli, Paul \(DTF\)](#)
Cc: [DTF:Freedom of Information](#)
Subject: TRS21D1148 - FOI Consultation
Date: Tuesday, 25 May 2021 9:12:00 AM
Attachments: [Doc 1.pdf](#)
[Doc 2.pdf](#)

Good morning Paul

The Treasurer's office has received a FOI request from Mr Gabriel Polychronis (The Advertiser) seeking:

“any document that refers to complaints or concerns expressed by employees who have worked in the office of the Member for Badcoe, about the behaviour of the Member for Badcoe. And, any document that refers to Workers' Compensation claims by employees who have worked in the office of the Member for Badcoe arising out complaints or concerns expressed about the Member for Badcoe. And, any emails or minutes relating to allegations of improper conduct against the Member for Badcoe.” (From 17 March 2018 to 18 May 2021).

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Vicky

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From: [Cathro Vicky \(DTF\)](#)
To: [DTF:Freedom of Information](#)
Subject: RE: TRS21D1148 - FOI Consultation
Date: Wednesday, 9 June 2021 10:43:23 AM
Attachments: [image001.png](#)
[Doc 1 - Redactions4.pdf](#)
Importance: High

Hi Natalie

Further to your email, I advise that, due to the recent media activity on this subject, our office is proposing that additional information contained in Document 1, be released as it's now publicly available information.

For your information, I have attached the proposed amended version of Document 1.

Kind Regards
Vicky

From: DTF:Freedom of Information
Sent: Monday, 31 May 2021 3:24 PM
To: Cathro, Vicky (DTF) <Vicky.Cathro@sa.gov.au>
Subject: RE: TRS21D1148 - FOI Consultation

Hi Vicky
Please find table below as the response to the consult

Doc no.	Recommendation
3	Release in full
4	Release in full
5	Release in full
6	Release in part (apply redactions as per version sent to applicant)
7	This document is included in a determination that will be put on the disclosure log in June. Can be released in full
8	This document is included in a determination that will be put on the disclosure log in June. Can be released in full
9	This document is included in a determination that will be put on the disclosure log in June. Can be released in full
10	Release in part (apply redactions as per version sent to applicant)

I also recommend that document 1 that was sent to Electorate Services for consult, be redacted as per the version sent to the applicant in the original determination (T&F21/0295).

Kind Regards

Natalie Haigh
FOI Officer | Information Management | Organisation and Governance
State Administration Centre, 200 Victoria Square ADELAIDE SA 5000
t 8429 0839 | e natalie.haigh@sa.gov.au | w treasury.sa.gov.au

cid:image001.png@01D75C48.27183EA0



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From: Cathro, Vicky (DTF) <Vicky.Cathro@sa.gov.au>
Sent: Tuesday, 25 May 2021 9:14 AM
To: DTF:Freedom of Information <FreedomofInformation2@sa.gov.au>
Subject: TRS21D1148 - FOI Consultation
Importance: High

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It would be appreciated if you could please provide a response by Tuesday 1 June 2021.

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From: [Cathro, Vicky \(DTF\)](#)
To: [Tatarelli, Paul \(DTF\)](#)
Cc: [DTF:Freedom of Information](#)
Subject: RE: TRS21D1148 - FOI Consultation
Date: Tuesday, 25 May 2021 10:14:38 AM
Attachments: [image001.png](#)

Hi Paul

Thanks for your email.

Vicky

From: Tatarelli, Paul (DTF)
Sent: Tuesday, 25 May 2021 10:02 AM
To: Cathro, Vicky (DTF) <Vicky.Cathro@sa.gov.au>
Cc: DTF:Freedom of Information <FreedomofInformation2@sa.gov.au>
Subject: RE: TRS21D1148 - FOI Consultation

Good morning Vicky,

Regarding the 2 documents attached to your email below, I do not believe that these documents are exempt pursuant to Schedule 1 of the FOI Act. I consent to their release.

Regards

Paul Tatarelli

Manager, Electorate Services, | Financial Management, Reporting and Policy

State Administration Centre, Level 6, 200 Victoria Square ADELAIDE SA 5000

GPO Box 1045 ADELAIDE SA 5001

t (08) 822 62995 | m 0408 841 055 | e paul.tatarelli@sa.gov.au | w treasury.sa.gov.au

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From: Cathro, Vicky (DTF) <Vicky.Cathro@sa.gov.au>
Sent: Tuesday, 25 May 2021 9:12 AM
To: Tatarelli, Paul (DTF) <Paul.Tatarelli@sa.gov.au>
Cc: DTF:Freedom of Information <FreedomofInformation2@sa.gov.au>
Subject: TRS21D1148 - FOI Consultation

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