



**Government  
of South Australia**

A2594486

Mr Matt Cowdrey OAM MP  
Member for Colton  
2A / 130 Valetta Road  
FULHAM GARDENS SA 5024

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Dear Mr Cowdrey

**APPLICATION UNDER THE *FREEDOM OF INFORMATION ACT 1991***

I refer to your application made under the *Freedom of Information Act 1991* (the Act), dated 7 October 2022.

Your application seeks access to:

*"A current index of all briefs held on the objective document management system (a) Received by the Treasurers Office; (b) Requested by the Treasurers Office; (c) Generated by the Treasurers Office; & (d) Returned to the Department after consideration by the Treasurer or Treasurers Office Staff, between Monday 21 March 2022 and Thursday 6 October 2022."*

An extensive search was conducted within this office, with a total of one document which falls within scope of your application. I have determined to grant you access in part to the document and refuse access to the remaining parts I consider to be exempt.

The reasons I have refused access to certain parts of the document are explained below.

I have granted access in part to this document under clauses 1(1)(f) and clause 7(1)(c) of Schedule 1 of the FOI Act.

**Clause 1 – Cabinet Documents**

(1) A document is an exempt document—

- (a) if it is a document that has been specifically prepared for submission to Cabinet (whether or not it has been so submitted); or
- (b) if it is a preliminary draft of a document referred to in paragraph (a); or
- (c) if it is a document that is a copy of or part of, or contains an extract from, a document referred to in paragraph (a) or (b); or

- (e) *if it contains matter the disclosure of which would disclose information concerning any deliberation or decision of Cabinet; or*
- (f) *if it is a briefing paper specifically prepared for the use of a Minister in relation to a matter submitted, or proposed to be submitted to Cabinet.*

Disclosure of briefs prepared for Cabinet would divulge materials prepared for the Minister in relation to matters intended to be submitted to the highest level of Government decision making. This is indicative of its important and sensitive nature. As confidential documents are prepared with candour and frankness for Cabinet to review and make the best decision for the Government. I determine this information exempt pursuant to clause 1(1)(f) to the FOI Act.

#### **Clause 7 – Documents affecting business affairs concerning**

- (1) *A document is an exempt document—*
  - (b) *if it contains matter—*
    - (i) *consisting of information (other than trade secrets) that has a commercial value to any agency or any other person; and*
    - (ii) *the disclosure of which—*
      - (A) *could reasonably be expected to have an adverse effect on those affairs or to prejudice the future supply of such information to the Government or to an agency; and*
      - (B) *would, on balance, be contrary to the public interest; or*
  - (c) *if it contains matter—*
    - (i) *consisting of information (other than trade secrets or information referred to in paragraph (b)) concerning the business, professional, commercial or financial affairs of any agency or any other person; and*
    - (ii) *the disclosure of which—*
      - (A) *could reasonably be expected to have an adverse effect on those affairs or to prejudice the future supply of such information to the Government or to an agency; and*
      - (B) *would, on balance, be contrary to the public interest.*

Businesses who have participated in South Australian Government projects or have submitted briefs for government review have been redacted pursuant to clause 7(1)(c) of the Act.

Please note, in compliance with Premier and Cabinet Circular PC045 - *Disclosure Logs for Non-Personal Information Released through Freedom of Information* (PC045), the Department of Treasury and Finance (DTF) is now required to publish a log of all non-personal information released under the 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: <https://dpc.sa.gov.au/resources-and-publications/premier-and-cabinet-circulars>. Please visit the website for further information.

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 Application for Review of Determination form to the Principal Officer, the Treasurer, Hon. Stephen Mullighan MP, within 30 (calendar) days after you receive this letter.

If you have any queries regarding this matter, please contact the Office of the Treasurer on (08) 8226 1866.

Yours sincerely



Elicea Tomlinson  
**Accredited FOI Officer**  
Office of the Treasurer

31 October 2022

INDEX - EXTRACT FROM OBJECTIVE

Brief to the Treasurer

Brief to the Treasurer part 2

[REDACTED] 1(1)(f)

[REDACTED] 1(1)(f)

[REDACTED] - Project Brief 7(1)(c)

BRIEF ON [REDACTED] - BUSINESS FLEETS AND ELECTRIC VEHICLES 7(1)(c)