



**Government
of South Australia**

A2794337

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

**Office of the
Treasurer**

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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 22 February 2023.

Your application seeks access to:

'A copy of any draft itineraries for the Treasurer for the trip undertaken to the United States from 19 January – 26 January 2023.'

Three documents were identified within the scope of your request.

I have determined to refuse access to the documents that falls within the scope of your application. The reasons I have refused access to the documents are explained in more detail below and in the attached schedule.

Clause 1 – Cabinet Documents

An agency may refuse access to a document if it relates to any opinion, advice or recommendation that has been obtained prepared or recorded or any consultation or deliberation that has taken place, in the course of, or for the purpose of, the decision-making function of the Government, a Minister or an agency or if it is a document specifically prepared for submission to Cabinet (whether or not it has been so submitted), if it is a draft of a document referred to in a document that has been specifically prepared for submission to Cabinet, or if it informed the preparation of a Cabinet Submission.

Disclosure of the draft itinerary would be unreasonable as it informed the preparation of a Cabinet Submission and was an attachment to a submission to Cabinet.

Therefore, pursuant to clause 1(1) of Schedule 1 and the Act, the document is considered exempt.

Cabinet requires absolute candour and frankness in the confidential information presented to properly consider, deliberate and make a decision about the best option for Government.

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.*

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: 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

30 March 2023

Schedule of Documents

A2794337 - Matt Cowdrey MP - 'A copy of any draft itineraries for the Treasurer for the trip undertaken to the United States from 19 January – 26 January 2023.'

Doc. No.	Date	Description of Document	# of pages	Determination Recommendation	Exemption Clause	Reason
1	15/01/2023	Cabinet Submission		Refused in full	1(1)(a) - Prepared for Cabinet or Cabinet committee	Cabinet Submission prepared for Cabinet
2		Minute to the Premier - Attachment to Cabinet Submission	4	Refused in full	1(1)(f) - Briefing prepared for use of Minister regarding matter submitted to Cabinet	submitted to Cabinet as part of a Cabinet Submission
3		Draft Itinerary - Attachment to Cabinet Submission	1	Refused in full	1(1)(f) - Briefing prepared for use of Minister regarding matter submitted to Cabinet	submitted to Cabinet as part of a Cabinet Submission