



File: T&F18/0833
A992265

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16 January 2019

Mr Chris Picton MP
Member for Kaurana
760 Grand Boulevard
SEAFORD MEADOWS SA 5169

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

Dear Mr Picton

Freedom of Information – Advice to the Treasurer about KordaMentha

I refer to your application under the *Freedom of Information Act 1991* (FOI Act), received by the Department of Treasury and Finance (DTF) on 3 December 2018.

Your application specifically requested:

'All advice to the Treasurer (including but not limited to notes, memos, minutes, briefings, emails, meeting notes, reports and documents) relating to KordaMentha's review and subsequent administration of the Central Adelaide Local Health Network. From 1 July 2018'

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 17 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
- I grant you access in part to 4 documents, copies of which are enclosed, and
- I refuse you access to 9 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 - 4

Documents released in part

Documents 2a

This document contains information relating to the personal affairs of third parties. Under clause 6(1) of Schedule 1 to the Act, a document is exempt if its disclosure would involve the 'unreasonable disclosure of information concerning the personal affairs of any person'. This information falls within the definition of personal affairs under the Act and is therefore exempt from release pursuant to clause 6(1).

Documents 5 and 7 – 8

Sections not relevant to your application have been removed.

Documents refused in full

Documents 6a and 13

These documents are drafts of documents specifically prepared for submission to Cabinet. I have therefore determined to refuse access to these documents in full pursuant to clause 1(1)(b)

Documents 6 and 14

These documents consist of extracts from documents which were submitted to Cabinet and are therefore exempt pursuant to clause 1(1)(c).

Documents 9, 10 and 12

These documents are briefing papers specifically prepared for the use of the Minister in relation to a matter submitted to Cabinet. I have therefore exempted the documents pursuant to clause 1(1)(f) of the FOI Act

Documents 1a and 11

These documents are briefing notes prepared specifically for use in Parliament, the disclosure of which would infringe the privilege of Parliament. I have therefore determined to exempt the documents in full pursuant to clause 17(c) of Schedule 1 to the FOI Act.

Exemptions

Clause 1 – Cabinet documents

(1) *A document is an exempt document –*

...

(b) *if it is a preliminary draft of a document referred to in paragraph (1); 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*

...

(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.*

Clause 17 – Documents subject to contempt etc

A document is an exempt document if it contains matter the public disclosure of which would, but for any immunity of the Crown—

...

(c) *infringe the privilege of Parliament*

Please note, in compliance with Premier and Cabinet Circular PC045 - *Disclosure Logs for Non-Personal Information Released through Freedom of Information* (PC045), DTF is now required to publish a log of all non-personal information released under the *Freedom of Information Act 1991*.

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.

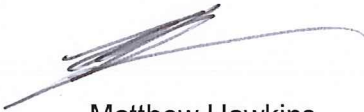
Appeal Rights

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 Natalie Haigh on (08) 8429 0839.

Yours sincerely



Matthew Hawkins
ACCREDITED FREEDOM OF INFORMATION OFFICER

Schedule of Documents

T&F18/0833 - HON CHRIS PICTON MP - "All advice to the Treasurer (including but not limited to notes, memos, minutes, briefings, emails, meeting notes, reports and documents) relating to KordaMentha's review and subsequent administration of the Central Adelaide Local Health Network."

Doc. No.	Date	Description of Document	# of pages	Determination	Exemption Clause
1	13/09/2018	Email - Estimates - New briefing	1	Released in full	
1a	13/09/2018	Parliamentary Estimates Briefing note	2	Refused in full	17(c) - Disclosure would infringe the privilege of Parliament
2	20/09/2018	Email - Korda Mentha	1	Released in full	
2a	29/08/2018	Attachment to document 2 - Meeting	1	Released in part	6(1) - Unreasonable disclosure of personal affairs
3	21/09/2018	Email - RE: Korda Mentha	1	Released in full	
4	3/10/2018	Meeting agenda	1	Released in full	
5	5/11/2018	Meeting agenda	1	Released in part	Sections not relevant have been removed
6	8/11/2018	Email - Updated Cabinet Submission	1	Refused in full	1(1)(c) - Copy, part or extract of document prepared for Cabinet or Cabinet committee
6a	8/11/2018	Cabinet Submission - Implementation of Central Adelaide Local Health Network organisational and financial recovery plan	6	Refused in full	1(1)(b) - Draft of document prepared for Cabinet or Cabinet committee
7	12/11/2018	Meeting agenda	1	Released in part	Sections not relevant have been removed
8	19/11/2018	Meeting agenda	1	Released in part	Sections not relevant have been removed
9	26/11/2018	Cabinet Summary Table	11	Refused in full	1(1)(f) - Briefing prepared for use of Minister regarding matter submitted to Cabinet
					Sections not relevant have been removed
10	22/11/2018	Budget Cabinet Committee Summary Table	3	Refused in full	1(1)(f) - Briefing prepared for use of Minister regarding matter submitted to Cabinet
					Sections not relevant have been removed
11	23/11/2018	Parliamentary Briefing Note: Kordamentha - CALHN Financial Recovery	2	Refused in full	17(c) - Disclosure would infringe the privilege of Parliament
12	14/10/2018	Email: Re: Cabinet in Confidence	4	Refused in full	1(1)(f) - Briefing prepared for use of Minister regarding matter submitted to Cabinet
13	12/10/2018	Central Adelaide Local Health Network - Organisational and Financial Recovery Strategy - Update briefing	13	Refused in full	1(1)(b) - Draft of document prepared for Cabinet or Cabinet committee
14	20/11/2018	Budget Cabinet Committee Briefing Note: Implementation of Central Adelaide Local Health Network Organisational and Financial Recovery Plan	2	Refused in full	1(1)(c) - Copy, part or extract of document prepared for Cabinet or Cabinet committee

Whiteley, Vanessa (DTF)

From: Whiteley, Vanessa (DTF)
Sent: Thursday, 13 September 2018 10:12 AM
To: Lambetis, Athena (DTF)
Cc: Huynh, Jessica (DTF)
Subject: Estimates - New briefing
Attachments: Health-CALHN Overspend.pdf

Good morning Athena,

Please see attached for a copy of the new briefing *Health-CALHN Overspend* as per request from Trish.

As the Treasurer's Office has not received this briefing yet, we are providing this before Friday.

Please let us know if there are any changes that need to be made.

Kind regards,

Vanessa Whiteley
Administration Assistant
Office of the Chief Executive

State Administration Centre, Level 8, 200 Victoria Square ADELAIDE SA 5000

t 822 64216 | **e** vanessa.whiteley2@sa.gov.au | **w** treasury.sa.gov.au



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Lardner, Helen (DTF)

From: Lardner, Helen (DTF)
Sent: Thursday, 20 September 2018 5:34 PM
To: Colegate, Rachael (DTF)
Subject: Korda Mentha
Attachments: 20180920171835554.pdf

Hi Rachael

Regarding the attached meeting, David has advised that another 1 hr meeting is required to be arranged (the Treasurer is aware and is ok with this) around 10 October with the subject being that this will be the opportunity to explain the Korda Mentha plan for CALHN.

David will be on leave so Stuart Hocking will be attending.

Is this all ok?

Many thanks.

Kind regards

Helen

Helen Lardner

Principal Executive Assistant to the Chief Executive, Deputy Chief Executive and A/Executive Director, Organisation and Governance

Office of the Chief Executive

State Administration Centre, Level 8, 200 Victoria Square ADELAIDE SA 5000

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From: ricoh@sa.gov.au [<mailto:ricoh@sa.gov.au>]
Sent: Thursday, 20 September 2018 5:19 PM
To: Lardner, Helen (DTF) <Helen.Lardner@sa.gov.au>
Subject: Message from "RICOHMPC406ZSPF"

Lardner, Helen (DTF)

Subject: 11:00am- 12:00pm - Meeting with Raymond Spencer and Chris Martin from Korda
Mentha
Location: Treasurer's Boardroom, SAC, Level 8, 200 Victoria Square, Adelaide
Start: Wed 29/08/2018 11:00 AM
End: Wed 29/08/2018 12:00 PM
Recurrence: (none)
Meeting Status: Accepted
Organizer: Lucas, Rob (DTF)
Required Attendees: Gino De Gennaro (Gino.DeGennaro@sa.gov.au); Wade, Stephen (Health); McGowan,
Chris (Health); Richter, Jenny (Health); Reynolds, David (DTF)

17/8 – approved by RL

17/8 & 20/8 – RC rang Raymond Spencer **Clause 6(1)** and left a message to call. Await
response

22/8 – Raymond rang and mtg confirmed along with an email sent to **Clause 6(1)**

Adviser: Gino

Lardner, Helen (DTF)

From: Lardner, Helen (DTF)
Sent: Friday, 21 September 2018 9:55 AM
To: Colegate, Rachael (DTF)
Subject: RE: Korda Mentha

Hi Rachael – Raymond Spencer and Chris Martin are to be included in this meeting...just checking as I couldn't see their names in the meeting invite...you're probably still checking with their offices...sorry if I'm butting in...

From: Lardner, Helen (DTF)
Sent: Thursday, 20 September 2018 5:34 PM
To: Colegate, Rachael (DTF) <Rachael.Colegate@sa.gov.au>
Subject: Korda Mentha

Hi Rachael

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Kind regards

Helen

Helen Lardner

Principal Executive Assistant to the Chief Executive, Deputy Chief Executive and A/Executive Director, Organisation and Governance
 Office of the Chief Executive

State Administration Centre, Level 8, 200 Victoria Square ADELAIDE SA 5000

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From: ricoh@sa.gov.au [<mailto:ricoh@sa.gov.au>]

Sent: Thursday, 20 September 2018 5:19 PM

Lardner, Helen (DTF)

From: Lardner, Helen (DTF) on behalf of Hocking, Stuart (DTF)
Sent: Wednesday, 3 October 2018 3:56 PM
To: Lucas, Rob (DTF)
Subject: Accepted: 8:00am - 9:00am - Korda Mentha update on CALHN with Raymond Spencer and Chris Martin



TREASURER / DTF MEETING
MONDAY 5 NOVEMBER, 8AM
TREASURER'S BOARDROOM, SAC, LEVEL 8, 200 VICTORIA SQUARE

AGENDA

1.	
2.	
3.	CALHN
4.	
5.	

FORWARD AGENDA FOR NEXT MEETING

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Government
of South Australia

TREASURER / DTF MEETING

MONDAY 12 NOVEMBER, 8AM

TREASURER'S BOARDROOM, SAC, LEVEL 8, 200 VICTORIA SQUARE

AGENDA

1.	
2.	
3.	
4.	CALHN FINANCIAL RECOVERY PLAN
5.	

FORWARD AGENDA FOR NEXT MEETING

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TREASURER / DTF MEETING
MONDAY 19 NOVEMBER, 12PM
TREASURER'S BOARDROOM, SAC, LEVEL 8, 200 VICTORIA SQUARE

AGENDA

1.	
2.	
3.	CALHN FINANCIAL RECOVERY – COMMUNICATION STRATEGY

FORWARD AGENDA FOR NEXT MEETING

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