TRS21D1148



Mr Gabriel Polychronis The Advertiser c/- 31 Waymouth Street ADELAIDE SA 5000

gabriel.polychronis@news.com.au

Treasurer
Level 8
State Administration Centre
200 Victoria Square
Adelaide SA 5000
GPO Box 2264
Adelaide SA 5001
DX 56203 Victoria Square
Tel 08 8226 1866
treasurer.dtf@sa.gov.au

Dear Mr Polychronis

APPLICATION UNDER THE FREEDOM OF INFORMATION ACT 1991

I refer to your application made under the *Freedom of Information Act 1991* (the Act), dated 18 May, 2021.

Your application seeks access to:

"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 of 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 purpose of this letter is to advise you of my determination. An extensive search was conducted within this office. A total of 11 documents were identified as answering the terms of your application.

I grant you access in full to 3 documents; copies of which are enclosed. I grant you access in part to 2 documents; copies of which are enclosed. I refuse you access in full to 6 documents.

Documents Released in Full

Documents 2, 3, and 7

Documents Released in Part

Documents 1 and 11

Documents Refused in Full

Documents 4, 5, 6, 8, 9 and 10

Documents Released in Part

Documents 1 and 11 are released in part as they contain information which would be unreasonable to disclose pursuant to clauses 6(1)(2).

Documents Refused in Full

Documents 4, 5 and 6 are copies of documents which have already been provided to you within a FOI determination (T&F21/0295) provided by the Department of Treasury and Finance (DTF).

Documents 8, 9 and 10 are copies of documents which relate to a FOI determination (T&F21/0206) provided by DTF. Both documents are exempt in full as publicly available on the DTF website.

Further Information

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 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.

As I am determining this application as Principal Officer, section 29(6) of the Act does not provide for an internal review. If you are dissatisfied with my determination you are entitled to exercise your rights of external review with the Ombudsman.

Alternatively, you can apply to the South Australian Civil and Administrative Tribunal. If you wish to seek a review, section 39(3) of the Act states you must do so within 30 calendar days of receiving the determination.

If you require any further information, please contact Vicky Cathro on (08) 8226 9769.

Yours sincerely

Hon Rob Lucas MLC

Principal Officer

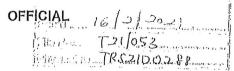
19 July 2021

TRS21D1148 - Member for Badcoe

Doc. No.	Date	Description of Document	# of pages	Determination Recommendation	Exemption Clause	Reason
_	15/02/2021	DTF Briefing (A1733002)	2	Released in part	6(1)(2)	
2	1/03/2021	Email	2	Released in full		
ო	7/05/2021	Minute (T&F21/0295)	1	Released in full		
4	12/05/2021	Determination Letter (T&F21/0295)	2	Refused in full		copies already provided to applicant
5		Document Schedule (T&F21/0295)	1	Refused in full		copies already provided to applicant
9		Documents for T&F21/0295	4	Refused in full		copies already provided to applicant
7	11/05/2021	Minute (T&F21/0206)	2	Released in full		
∞	12/05/2021	Determination Letter (T&F21/0206)	3	Refused in full		publicly available on the DTF website
თ		Document Schedule (T&F21/0206)	_	Refused in full		publicly available on the DTF website
10		Documents for (T&F21/0206)	12	Refused in full		publicly available on the DTF website
11	22/01/2020	Email	-	Released in part	6(1)	

RELEASE IN PART

MINUTE





MINUTES forming ENCLOSURE

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ES20/0168

Doc No

A1733002

To

The Treasurer

DEPARTMENT OF TREASURY AND FINANCE TRAINEE PLACED IN THE OFFICE FOR THE MEMBER FOR BADCOE

Timing:

URGENT — A decision is required before 17/02/2021

Recommendations/Issues: It is recommended that you:

note the DTF trainee currently placed in the office of the Member for Badcoe, Jayne Stinson MP, will be recalled to the Department amid concerns

Concerns herephylica is this bound of Market on the history of the bound of the bou

Noted

Hon Rob Lucas MLC

Key Points:

- Electorate Services has had recent contact from the current DTF trainee in the office of the Member for Badcoe, who commenced there on the 16 November 2020. The trainee
- The DTF trainee has advised Electorate Services during face to face discussions on the 10 February 2021 of what she considered significant fallings of supervisory arrangements managed by the Member and her feelings that she is not in a safe workplace. The trainee reports that the office environment at the Badcoe EO is contributing to a deterioration of her mental health and general wellbeing.



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-2-

- Electorate Services have received previous reports from current and former staff (Including trainees) that indicated that the supervision arrangements put in place by the Member as the PCBU inadequately support the activities of trainees.
- The Badcoe EO since 2018 has experienced a higher than expected turnover of staff and the feedback received from former staff corroborates the concerns raised more recently by the current trainee.
- Electorate Services has been supporting the current trainee who feels she cannot continue in the Badcoe Electorate Office. The trainee has been instructed by Electorate Services not to attend the Badcoe EO for the immediate future in order to mitigate the risk of a workers compensation claim. Electorate Services will engage with the Member to advise that the trainee will be recalled to the Department and that alternative placement arrangements will be made for her.

Paul Tatarelli
Manager, Electorate Services
15 February 2021

Contact Officer:	Paul Tatarelli .	
Telephone:	0408841055	
Emall address:	paul,tatarelli@sa.gov.au	

Supported / Not Supported

David Reynolds

CHIEF EXECUTIVE

Department of Treasury and Finance Date. (7.1.2.12(...

Haigh, Natalie (DTF)

From:

Sent:

Ţo:

Subject:

Wednesday, 22 January 2020 1:46 PM

Koch, Kylie (DTF) Confidential advice.

Hi Kylie

HNY! I hope you're well.

I was wondering if you could please give me some confidential advice?

I would like to know what the process is to making a formal complaint against an MP?

Thanks

Jayne Stinson MP Adviser

Shadow Minister for Child Protection

Shadow Minister for Arts

407 Marion Rd Plympton SA 5038

Facebook: JayneStinsonMP | Twitter: JayneStinson | Instagram: jaynestinson

RELEASE



From:

Davies, Shaun (DTF)

Sent:

Monday, 1 March 2021 4:00 PM

To:

Tatarelli, Paul (DTF)

Subject:

RE: TRS21D0288 - Trainee in the Badcoe EO (Treasurer query)

Great, thank you Paul.

Kind regards

Shaun

From: Tatarelli, Paul (DTF) <Paul.Tatarelli@sa.gov.au>

Sent: Monday, 1 March 2021 3:56 PM

To: Davies, Shaun (DTF) <Shaun.Davies@sa.gov.au>

Subject: RE: TRS21D0288 - Trainee in the Badcoe EO (Treasurer guery)

Hello Shaun,

My apologies for the delay in responding.

- Electorate Services do not engage directly with Members to provide them with education and training to deliver their managerial responsibilities in the Electorate Office. When new Members are elected. Electorate Services conducts an extensive induction in the first few weeks of them commencing as the Member.
- Electorate Services do offer to sit alongside and support Members who want to address performance issues of their staff both informally and formally. This support is provided upon request from the Member.
- Electorate Services do engage with Electorate Office staff to provide support and offer EAP services to assist them in developing strategies to work in difficult workplaces.

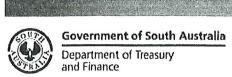
I hope this provides the additional information the Treasurer requires.

Regards

Paul Tatarelli

Manager, Electorate Services, | Organisation and Governance

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









Information contained in this e-mail message may be confidential and may also be the subject of legal professional privilege or public interest immunity. If you are not the intended recipient, any use, disclosure or copying of this document is unauthorised. From: Davies, Shaun (DTF) < Shaun. Davies@sa.gov.au >

Sent: Monday, 1 March 2021 3:20 PM

To: Tatarelli, Paul (DTF) < Paul. Tatarelli@sa.gov.au>

Subject: RE: TRS21D0288 - Trainee in the Badcoe EO (Treasurer query)

Hi Paul

I refer to my email below – the Treasurer's Adviser has just asked me to check how it's progressing.

Kind regards

Shaun

From: Davies, Shaun (DTF)

Sent: Wednesday, 17 February 2021 9:47 AM
To: Tatarelli, Paul (DTF) < Paul. Tatarelli@sa.gov.au>

Subject: TRS21D0288 - Trainee in the Badcoe EO (Treasurer query)

Hi Paul

I refer to your recent minute in relation to the above, which has been noted by the Treasurer and will be returned to you later today.

As you will see from the minute, the Treasurer has raised the following query:

• Given the history of staff concerns highlighted in the memo, are there any options available to provide education/training/support to the MP in managing these issues?

Could you please email a response to me at the earliest convenience.

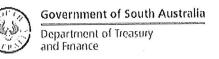
Kind regards

Shaun Davies

A/Ministerial Liaison Officer
Office of the Treasuror
The Hon Rob Lucas WLC
Level 8 | 200 Victoria Square ADELAIDE SA 5000
t 820 41492 e shaun.davies@sa.gov.au

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MINUTES forming ENCLOSURE to

File T&F21/0295 A1807228

To

Chief Executive

FREEDOM OF INFORMATION DETERMINATION -COMPLAINTS AT BADCOE ELECTORATE OFFICE

Timing: DETERMINATION TO BE RETURNED TO FOI TEAM BY 7 May 2021

Recommendations/Issues: It is recommended that you note the attached determination of the FOI application from Mr Gabriel Polychronis at The Advertiser regarding any complaints or workers compensation claims at Badcoe Electorate Office.

Noted

Chief Executive

7 15121

Key Points:

Mr Polychronis specifically sought:

'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 of complaints or concerns expressed about the behaviour of the Member for Badcoe"

- A search of the department's databases and information stores identified 4 document that was within scope of the request. I have determined to release 2 documents in part and exempt 2 documents in full.
- Document 1 requests advice from Electorate Services about making formal complaint against a Member of Parliament. Electorate Services advised that there is no further documents for this matter as the employee declined to proceed with a complaint,
- The assistance and advice of Electorate Services was sought in making this determination. The determination will be sent to the applicant on 12 May 2021

Jùlié-Anne Burgess

cc: Chlef of Staff, Office of the Treasurer

EXECUTIVE DIRECTOR, ORGANISATION AND GOVERNANCE

7 May 2021

Contact Officer: Natalle Haigh

Telephone:

90839

MINUTES forming ENCLOSURE to

File T&F21/0206 A1814895

To

Chief Executive

FREEDOM OF INFORMATION INTERNAL REVIEW DETERMINATION - ELECTORATE OFFICE STAFF

Timing: DETERMINATION TO BE RETURNED TO FOI TEAM BY 10 May 2021

Recommendations/Issues: It is recommended that you

- Note the application for internal review received from Rebecca Puddy of ABC Adelaide regarding the Electorate Office Staff.
- Sign the attached determination of the application for internal review

Noted

Chief Executive

(17/21

Key Points:

Rebecca Puddy specifically sought:

"I am looking for information that captures staff changes in electorate offices for state Members of Parliament, with a particular focus on the office of the Member for Badcoe, Jayne Stinson. As such, I would like any document that addresses any of the following: •A breakdown of the number of appointments made in each electorate office under the Assistants to the Members of the South Australian Parliament Enterprise Agreement 2019. https://www.treasury.sa.gov.au/ data/assets/pdf file/0004/134437/Assistants-tothe-Members-of-the-SA-Parliament-EA-2019.pdf • Any notes, communications, documents relating to grievance and or dispute avoidance involving staff members in the electorate office of the Member for Badcoe • Any notes, communications, documents relating to grievance and or dispute avoidance involving staff in the electorate offices of other members [Date range 19/3/2018-2/3/2021]."

After consultation with the applicant, the scope was amended to:

"A breakdown of the number of appointments made in each electorate office under the Assistants to the Members of the South Australian Parliament Enterprise Agreement 2019, and

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The number of grievances and or dispute avoidances involving staff members in electorate offices, broken down by electorate office [Date Range: 19/03/2018 to 02/03/2021]."

- DTF did not make a determination on the initial application within the 30-day time period required by the FOI Act. Accordingly, DTF was deemed to have refused access in full to all documents relevant to the application.
- An application for internal review was received from the applicant on the basis that she was refused access. The FOI Act provides 14 days for a response to be provided to the applicant and the Principal Officer of an agency must sign off on the determination.
- A search of the department's databases and information stores identified five documents within scope of the request. I have determined to release the five documents in part.
- The assistance and advice of Electorate Services was sought in making this determination, and the relevant electorate offices were consulted. The determination will be sent to the applicant on 11 May 2021.

Julie-Anne Burgess

EXECUTIVE DIRECTOR, ORGANISATION AND GOVERNANCE

May 2021

cc: Chief of Staff, Office of the Treasurer

Contact Officer: Russell Withers

Telephone:

93631