



**Government
of South Australia**

TRS19D2865

Hon Stephen Mullighan MP
Member for Lee
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SEMAPHORE SA 5019

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Dear Mr Mullighan

APPLICATION UNDER THE FREEDOM OF INFORMATION ACT 1991

I refer to your application made under the *Freedom of Information Act 1991* (FOI Act), dated 15 October 2019.

Your application seeks access to:

“All minutes, briefings and correspondence titled ‘Accounting Services – Public Finance and Audit Act Delegations’ as described on the Objective document management system, between 23 February 2019 and 15 October 2019.”

The legislative prescribed timeframe to determine this application has expired and is now deemed to have refused you access to all documents relevant to your application. I refer to my letter dated 3 November 2019 where I sought additional time to make my determination.

The purpose of this letter is to advise you of my determination. An extensive search was conducted within this office. A total of 1 document was identified as answering the terms of your application.

I grant you access in full to 1 document; a copy of which is enclosed.

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 *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: <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 8226 9769.

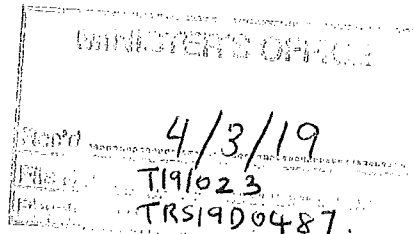
Yours sincerely

A handwritten signature in black ink that reads "Rob Lucas". The signature is written in a cursive style with a large initial "R".

Hon Rob Lucas MLC
Principal Officer

18 January 2020

MINUTE



MINUTES forming ENCLOSURE

File T&F17/0223

Doc No A971767

To The Treasurer

PUBLIC FINANCE AND AUDIT ACT DELEGATIONS

Timing: ROUTINE

Recommendations/Issues: It is recommended that you:

- Approve and sign the attached Instrument of Delegation, that delegates your authority, as the Treasurer pursuant to clause 42 of the *Public Finance and Audit Act 1987* (the Act), under the sections 8 subsection (1) and section 21 subsection (2) of the Act, to establish, maintain and approve a specified purpose of a special deposit account and deposit account to the person occupying or acting in the office of the following positions in the Department of Treasury and Finance:
 - Chief Executive;
 - Deputy Chief Executive; and
 - Executive Director, Accounting Services.

However provide advice to
Treasurer after each decision.

Approved / ~~Not-Approved~~

Hon Rob Lucas MLC
Treasurer

10/3/19

Key Points:

Delegation under section 8 and 21 of the PFA Act

- The *Public Finance Audit (Miscellaneous) Amendment Act 2018* received Royal Assent on 9 August 2018 and came into operation on 13 September 2018.
- The Amendment Act incorporated changes to the *Public Finance and Audit Act 1987* (the Act) such that the Treasurer may delegate authority to establish, maintain, or approve or amend a purpose of a Special Deposit Account under section 8 subsection (1)



of the Act or establish a deposit account under section 21 subsection (2) of the Act.

- Treasury and Finance recommends that a delegation be approved for officers who hold the following positions or acting in the office of for the following positions in the Department of Treasury and Finance to establish, maintain and approve a specified purpose of a special deposit account and deposit account:
 - Chief Executive;
 - Deputy Chief Executive; and
 - Executive Director, Accounting Services.
- This delegation will align with the current ministerial authorisation approved by you for the opening of physical bank accounts pursuant to Treasurer's Instruction 6 (Deposit Accounts and Banking).



Kevin Cantley
EXECUTIVE DIRECTOR, ACCOUNTING SERVICES

3 March 2019

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| Contact Officer: | Roger Moore |
| Telephone: | 8226 9795 |
| Email address: | Roger.moore@sa.gov.au |

PUBLIC FINANCE AND AUDIT ACT

INSTRUMENT OF DELEGATION

Pursuant to clause 42 of the *Public Finance and Audit Act 1987* ("the Act") I, **Robert Ivan Lucas, Treasurer**, hereby delegate the power under:

- Section 8, Subsection (1) of the *Public Finance and Audit Act 1987* to establish and maintain a special deposit account for an approved purpose of, or relating to a government department; and
- Section 21, Subsection (2) of the *Public Finance and Audit Act 1987* to establish and maintain a deposit account, of the Act to the person specified in Table 1

(hereinafter be referred to as "the Delegate"), subject to the conditions and/or restrictions, if any, listed in Table 2.

The Common Seal of the Treasurer)
was hereunto affixed in)
the presence of:)

Rachael Colegate



Dated 10.3.2019

Table 1
The Delegate

The person for the time being holding or acting in the office of:

- Chief Executive, Department of Treasury and Finance;
- Deputy Chief Executive, Department of Treasury and Finance; or
- Executive Director, Accounting Services.

Table 2
Conditions and/or Restrictions

This delegation is made subject to the following conditions and/or restrictions:

- a. The Delegate may not sub-delegate the power granted pursuant to this instrument.