



**Government
of South Australia**

TRS19D2889

Hon Stephen Mullighan MP
Member for Lee
Unit 1, 62 Semaphore Road
SEMAPHORE SA 5019

lee@parliament.sa.gov.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 Mullighan

APPLICATION UNDER THE *FREEDOM OF INFORMATION ACT 1991*

I refer to your application made under the *Freedom of Information Act 1991* (the Act), dated 4 November 2019.

Your application seeks access to:

"All minutes, briefings and correspondence titled 'Budget and Performance – Final Allocation of Road Safety Responsibilities' as described on the Objective document management system, between 23 February 2019 and 4 November 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 19 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 part to 1 document; a copy of which is enclosed.

Document Refused in Part

This is a briefing which was prepared by DTF for my consideration. I determine this briefing is exempt in part as it was prepared internally and contains advice and recommendations which were considered for the purpose of decision making relating to the functions of Government. On balance, it is not in the public interest to disclose the content of these documents as it is important for the Government to receive frank and comprehensive advice and opinions.

These briefings are provided to me on the basis that they are both forthright and candid. If these briefings were to be disclosed, such advice and commentary would not be provided in a candid and forthright manner. Disclosure may also lead to confusion and unnecessary debate resulting from the disclosure of possibilities that are being considered.

Whilst there is a strong public interest in government accountability and transparency, there is the competing public interest to ensure that full and frank advice can occur in confidence. It is necessary that I'm appropriately informed and updated on these matters.

On balance, it is not in the public interest to disclose the content of these documents as it is important for the Government to receive frank and comprehensive advice and opinions, including the expression of views which may be contentious. I therefore determine the briefing exempt in part pursuant to clause 9(1)(a)(i).

This was a matter which was discussed in Cabinet and therefore contain Cabinet outcomes. I therefore determine this information exempt pursuant to clause 1(1)(e).

The briefing makes reference to two minutes sent to the Minister for Police, one dated the 16 April 2019 and the other dated 26 February 2019.

The minute to the Minister for Police, dated 16 April 2019, about the realignment of responsibilities following the transfer of the Motor Accident Commission's road safety functions and responsibilities was released in part to you under a separate FOI application (TRS19D0896). However, I determine that I can, under this FOI application, disclose additional information.

The minute to the Minister for Police, dated 26 February 2019, about the realignment of responsibilities following the transfer of the Motor Accident Commission's road safety functions and responsibilities post 1 July 2019, was released in part to you under a separate FOI application (TRS19D0896). However, I determine that I can, under this FOI application, disclose additional information.

Exemptions

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*

Clause 9 — Internal Working Documents

- (1) a document is an exempt document if it contains matter—
- (a) that relates to—
- (i) any opinion, advice or recommendation that has been obtained, prepared or recorded; or
- in the course of, or for the purpose of, the decision-making functions of the Government, a Minister or an agency; and
- the disclosure of which would, on balance, be contrary to the public interest.

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.

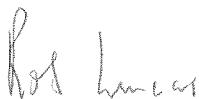
In accordance with this Circular, any non-personal information determined for release as part of this application, may be published on the DTF website. A copy of PC045 can be found at the following address: <https://dpc.sa.gov.au/resources-and-publications/premier-and-cabinet-circulars>. Please visit 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 8226 9769.

Yours sincerely



Hon Rob Lucas MLC
Principal Officer

28 September 2020

RELEASE IN PART

15/4/19
T19/016
TR51900840



MINUTES forming ENCLOSURE

File T&F18/0486
Doc No A1078552

To The Treasurer

FINAL ALLOCATION OF ROAD SAFETY RESPONSIBILITIES

Timing: ROUTINE — for approval

Recommendations/Issues: It is recommended that you:


- note that on [REDACTED], Cabinet approved [REDACTED]
- note that the Department of Treasury and Finance (DTF) has been consulting with SAPOL, DPTI, MAC and the CTP Regulator at officer level on the winding down of MAC and transfer of road safety responsibilities;
- approve the reallocation of MAC's road safety functions and budgets from 1 July 2019 as outlined in Attachment A, which is consistent with the approval you provided on 19 December 2018, ie road safety communications functions to SAPOL and responsibility for managing road safety partnerships to DPTI;
- approve additional resourcing to SAPOL, DPTI and SAFA as set out in Attachment D. [REDACTED]
- note that the agencies will liaise directly with MAC in regards to the transfer of any required MAC staff to manage required transferred activities going forward;
- [REDACTED]
- sign the attached minute to Minister Wingard, informing him of the resource allocation approved to support the functions transferring to SAPOL and DPTI (Road Safety);

clause 1(1)(e)

clause 9(1)

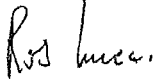
clause 1(1)(e)



• 

- note that your approvals will resolve issues raised by the Chief Executive, MAC in her minute to you of 21 March 2019 (TRS19D00659) in relation to the transfer of MAC staff for road safety functions, and responsibility for MAC's 2018-19 residual administrative tasks.

Approve / Do-not approve


Hon Rob Lucas MLC
Treasurer

16/4/19

clause 9(1)

Key Points:

Background

- On  Cabinet 


clause 1(1)(e)

- On 19 December 2018, you approved in principle the reallocation of road safety functions from MAC to SAPOL and DPTI as set out in Attachment A, effective from 1 July 2019. It was noted that DTF would consult with each of the agencies affected in order to finalise a new structure for road safety, which would be submitted for your approval at a later date.
- Consultation with the affected agencies has now concluded and your approval on the final resource allocation is required to finalise the transition of road safety responsibilities and to enable agencies to recruit MAC staff to ongoing road safety functions where required.
- The required budget adjustments will be managed as part of the 2019-20 Budget process.



clause 9(f)

[Redacted]

- [Redacted]

clause 9(1)

- On 26 February 2019, you sent a letter to Minister Wingard confirming your view that the responsibility for partnership and sponsorship activities should be with DPTI (Attachment E).

Recommended approval

- It is recommended that you approve the final reallocation of MAC budgets and responsibilities from 1 July 2019 as outlined in Attachment A, which is consistent with your recent letter to Minister Wingard.

- [Redacted]

- [Redacted]

- [Redacted]

- [Redacted]

Additional resourcing requirements

- MAC is currently resourced with 15.4 FTEs, as per Attachment C.

- [Redacted]

clause 9(1)

- [Redacted]
- [Redacted]
- [Redacted]

Further action required

- SAFA has agreed to take responsibility for residual administrative tasks related to MAC's 2018-19 operations that need to be undertaken after 30 June 2019, including the finalisation of MAC's 2018-19 financial statements.

clause 9(1)

- [Redacted]

clause 1(1)(e)

- [Redacted]

clause 9(1)

- [Redacted]
- [Redacted]

Correspondence from the Chief Executive, MAC (TRS19D00659)

- On 21 March 2019, the Chief Executive, MAC wrote to you noting that key issues required resolution for orderly management of the MAC transition process, post 1 July 2019, being:
 - staffing requirements and employment offers for MAC staff in relation to the transfer of road safety functions, and which agencies would have responsibility for those functions; and
 - the responsibility for MAC's residual functions relating to 2018-19 tasks.

- The Chief Executive, MAC has since advised your Office that she is now satisfied that the responsibility for MAC's residual 2018-19 tasks has been resolved, following advice that SAFA will be undertaking this function.
- In relation to MAC employees required for ongoing road safety communication and engagement functions, your approvals contained in this minute will enable SAPOL to finalise its staffing requirements and liaise with MAC to effect this. DTF understands SAPOL has largely identified MAC staff it would like to retain.


Tammie Pribanic
EXECUTIVE DIRECTOR
BUDGET AND PERFORMANCE

12 April 2019

Contact Officer:	Allie Davis
Telephone:	042 90736
Email address:	alandadavis@sa.gov.au

Attachment A: MAC Functions – Reallocation

2018-19 Expenditure

Existing MAC functions	\$'000	Proposed Reallocation	
Road Safety Campaigns			
<i>Speeding</i>			
<i>Drnk Drive</i>			
<i>Drug Drive</i>			
<i>Fatigue</i>			
<i>Regional Campaign</i>			
<i>Inattention/Distracton</i>			
<i>Policy & Law Change Education</i>			
<i>Seatbelts</i>			
<i>Motorcycle</i>			
<i>Pedestrians</i>			
<i>Additional media oportunties (Christmas, Easter, etc)</i>			
Major Partnerships			various*
Digital Communication & Media			
Campaign & Partner Evaluation			
Minor Partnerships			
Regional Banner Network			
Data analytics administration (Licence fees, contractors)			
Policy & Research (mainly CASR funding)	6 FTE SAPOL		
Operating costs (Including data analytics, research, procurement & corporate overheads)	1 FTE DPTI		
	1 FTE SAFA (6 months)		
	Chair remuneration DPTI		
Total			

*Reallocation of partnerships between SAPOL and DPTI has been determined based on agencies' existing relationships and ability to leverage existing networks, and is outlined in Attachment B.

clause 9(1)

Attachment B: Major and Minor Partnerships – DTF Proposed Reallocation

Major

Event / Program	Partner Organisation	2019-20 contracted commitment (+GST)	2019-20 leveraging commitment (+GST)	Proposed Reallocation
MAC Footy Express	DPTI			
	Adelaide Football Club			
	Port Adelaide Football Club			
Road Safety Education	SAPOL			
MAC Rescue Helicopter	MoAA with Minister for Police			
Schoolies Festival	Encounter Youth			
Tour Down Under	South Australian Tourism Commission (SATC)			
MAC Adelaide Lightning & Adelaide 36ers	Adelaide Basketball			
SANFL Community Football	South Australian National Football League (SANFL)			
Street Smart	Royal Automobile Association (RAA)			
Adelaide Oval	Adelaide Oval SMA			

* In consultation with the Office for Recreation and Sport

Minor

Partnered Event / Program	Partner Organisation	2019-20 contracted commitment (+GST)	2019-20 leveraging commitment (+GST)	Proposed Reallocation
Road Awareness Program (RAP)	SA Metropolitan Fire service			
South East Road Safety Officer	SELGA - Road Safety Officer			
Good Sports	Alcohol and Drug Foundation			
Street Smart Primary	Royal Automobile Association (RAA)			
Aboriginal Power Cup	Port Adelaide Community Limited			
Adelaide United	Adelaide United Football Club			
Free New Years Eve (NYE) Public Transport	DPTI			
Mac Cycling Safety Ambassador	Anna Meares			
Toy Run	Motorcycle Riders Association			
The Bend Motorsport Park	Peregrine Corporation			

* Total budget of \$30,000 across these partnerships

clause 9(1)

Attachment C: Existing MAC Staff

Position	Classification	FTE	Salary and allowances
HR & Procurement Administration Officer	ASO3	1	\$70,793
Digital Communications Officer	ASO4	1	\$77,012
Marketing & Partnerships Coordinator	ASO4	1	\$78,679
Executive Assistant to the CEO & Board	ASO4	1	\$79,057
Administration Accountant	ASO4	1	\$84,352
Communications & Media Advisor	ASO5	1	\$96,114
Research & Data Analyst	ASO6	1	\$97,050
Senior Data Analyst	ASO7	0.9	\$98,756
Senior Advisor	ASO7	0.6	\$71,952
Manager, Finance	ASO7	0.88	\$109,265
Marketing Manager, Road Safety	ASO8	1	\$129,387
Digital Communications Manager	ASO8	1	\$124,387
Manager, Strategy, Policy & Data Analytics	ASO8	1	\$124,407
Manager, Corporate Services & Commission Secretary	ASO8	1	\$150,783
Manager, Road Safety Communications & Engagement	ASO8	1	\$141,355
Chief Executive	SAES	1	n/a
TOTAL		15.38	\$1,533,350*

* Excluding CE salary

Attachment D – Resourcing to be approved (ongoing)

Resource	Level	FTEs
<i>SAPOL</i>		
Manager Road Safety Media Unit	ASO8	1
Digital Communications Coordinator	ASO6	1
Procurement Officer	ASO6	1
Communications and Media Advisor	ASO5	1
Communications	ASO5	1
Data Analyst	ASO4	1
Total SAPOL		6
<i>DPTI</i>		
Secretariat Support	ASO5	1
Independent Board Chair (\$20,000)	N/A	
Total DPTI		1
Total ongoing resourcing		7 FTEs



Government of South Australia

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MINUTES *forming* ENCLOSURE to:

Physical ID: TRS19D0150
18EXT0948

TO: HON COREY WINGARD MP
MINISTER FOR POLICE, EMERGENCY SERVICES AND CORRECTIONAL SERVICES

RE: MOTOR ACCIDENT COMMISSION REALIGNMENT OF RESPONSIBILITIES

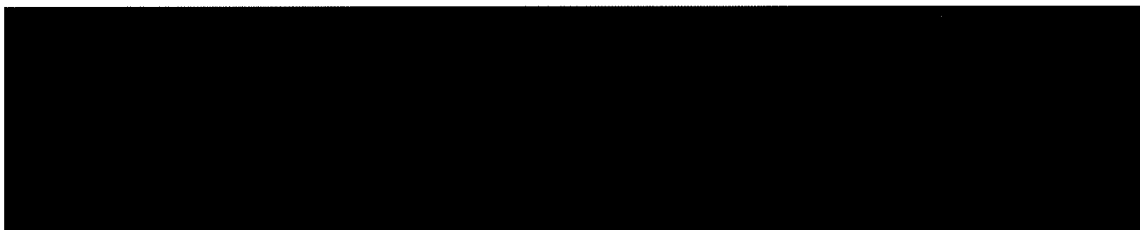
Thank you for your minute providing an update of South Australia Police's (SAPOL) activities and views in relation to the transfer of the Motor Accident Commission's (MAC) road safety functions and responsibilities.

clause 1(1)(e)

Department of Treasury and Finance (DTF) officers have been consulting with agencies to finalise the transition of MAC's road safety functions post 1 July 2019, with the division of functional responsibilities consistent with Cabinet's approval of [REDACTED]. This included road safety advertising activities to be assumed by SAPOL and MAC's broader partnership activities to be assumed by the Department of Planning, Transport and Infrastructure (DPTI).

clause 9(1)

clause 1(1)(e)



Road safety policy and functions are currently delivered by SAPOL and DPTI, and there are a range of areas across government where agencies work together, leveraging the expertise of each agency to efficiently deliver policy objectives. I look forward to this collaboration continuing post 1 July 2019.

I encourage SAPOL to continue their engagement with DPTI and DTF representatives to progress the effective transition of MAC road safety functions and ensure an effective cross agency road safety governance group is established and setting the road safety strategy post 1 July 2019. I understand SAPOL is progressing this and appreciate the considerable work that SAPOL has undertaken to this end.

Hon Rob Lucas MLC
Treasurer

26 February 2019



Government
of South Australia

MINUTES *forming* ENCLOSURE to:

Physical ID: TRS19D0840

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**TO: HON COREY WINGARD MP
MINISTER FOR POLICE, EMERGENCY SERVICES AND
CORRECTIONAL SERVICES**

**RE: MOTOR ACCIDENT COMMISSION REALIGNMENT OF
RESPONSIBILITIES – SAPOL AND DPTI RESOURCING**

Further to my minute of 26 February 2019, regarding South Australia Police's (SAPOL) activities in relation to the transfer of the Motor Accident Commission (MAC) road safety functions and responsibilities, I note that SAPOL has provided the Department of Treasury and Finance (DTF) with a governance and resourcing proposal, endorsed by the Commissioner of Police.

Notwithstanding SAPOL's proposed model and after detailed consideration of this proposal, I have approved the transfer of resources for a number of MAC functions to transfer to SAPOL and DPTI from 1 July 2019 on the following basis.

clause 1(1)(e)

In order to manage the increase in responsibilities associated with this transfer of functions, I have approved an increase in SAPOL road safety resourcing of 6 FTEs on an ongoing basis. It is assumed that SAPOL will liaise directly with MAC to arrange the transition of any MAC staff who would be suitable for these roles.

The additional functions to be transferred to SAPOL and DPTI are shown in Attachment A. The transfer of budgets associated with these functions will be managed through the 2019-20 Budget process.

I note that SAPOL has proposed the establishment of a Road Safety Steering Committee to lead the road safety policy agenda and provide coordinated oversight of activities. It is my recommendation that this Committee be established with an independent chair, with DPTI to provide secretariat support. I have approved funding for DPTI for the costs of an independent chair.

I appreciate the work that SAPOL and DPTI have done in developing a new model for road safety.

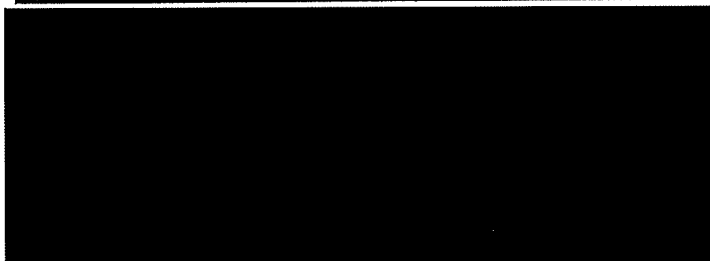
Hon Rob Lucas MLC
Treasurer

(2 April 2019)

Att.

Attachment A – Road safety functions and resourcing

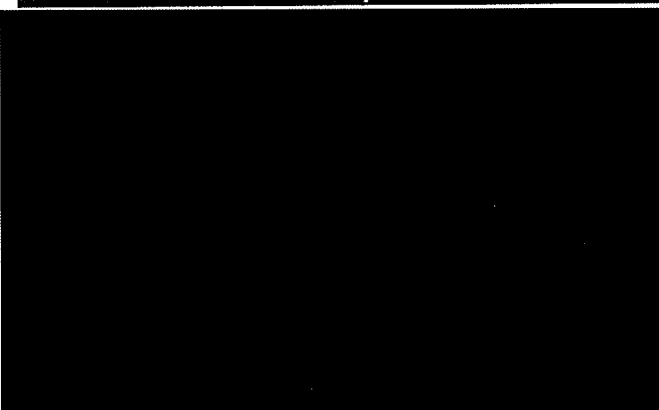
Additional SAPOL Road Safety Functions



Resourcing

ASO8 Manager, Road Safety Media Unit
ASO6 Digital Communications Coordinator
ASO6 Procurement Officer
ASO5 Communications and Media Advisor
ASO5 Communications Officer
ASO4 Data Analyst

Additional DPTI Road Safety Functions



Resourcing

ASO5 Secretariat Support
Board Chairperson payments
