



Government
of South Australia

The Hon Stephan Knoll MP
Member for Schubert

Reference: SKNOLL169052

Hon S Mullighan MP
Member for Lee
Level 1, 62 Semaphore Road
SEMAPHORE SA 5019

Dear Mr Mullighan

INTERNAL REVIEW OF A DETERMINATION – UNDER THE FREEDOM OF INFORMATION ACT 1991

On 4 December 2018, the Office of the Minister for Transport, Infrastructure and Local Government, Minister for Planning received your initial application made pursuant to the *Freedom of Information Act 1991* (the Act) for access to –

“All correspondence and emails from the Stadium Management Authority to the Minister for Transport, Infrastructure, Local Government and Planning, the Hon Stephan Knoll and his office between 19 March 2018 until 30 November 2018.”

On 17 January 2019 your application for internal review made pursuant to section 19 (2)(b) of the Act was received. I have reviewed the deemed refused status of your original application and I have determined to process the request as if the statutory time frame has been met.

A search of documents held by the Office of the Minister for Transport, Infrastructure and Local Government, Minister for Planning was undertaken. I wish to advise that 7 documents have been identified within the scope of your request.

Please refer to the attached schedule that describes each document and sets out my determination and reasons in summary form.

I have determined to grant partial access to documents 001, 002 and 005 and have removed the personal contact details within the document that I have determined are exempt, in accordance with clause 6 (1) of the Act which states:

6-Documents affecting personal affairs

(1) *A document is an exempt document if it contains matter the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead.)*

I have determined to grant partial access to Documents 006 and 007 and have removed the content, within the documents and their attachments, that affect business affairs in accordance with clause 7(1)(b)(i)(ii)(b) of the Act and personal affairs in accordance with clause 6(1).

In addition, I have determined to refuse you access to Documents 003 and 004 in full, also in accordance with clause 7(1)(b)(i)(ii)(b) of the Act which states -

Minister for Transport, Infrastructure and Local Government
Minister for Planning

Roma Mitchell House Adelaide SA 5000 | GPO Box 1533 Adelaide SA 5001 DX 171
Tel 08 7109 8430 | Email ministerknoll@sa.gov.au



7—Documents affecting business affairs

(1) A document is an exempt document—

(b) if it contains matter—

(i) consisting of information (other than trade secrets) that has a commercial value to any agency or any other person; and

(ii) the disclosure of which—

(A) could reasonably be expected to destroy or diminish the commercial value of the information;

and

(B) would, on balance, be contrary to the public interest

In considering the grounds for exemption using clause 7(1)(b)(i)(ii)(b) I am required to consider for the public interest in disclosure or non-disclosure.

Factors in favour of release include:

- The public interest in fulfilling the objects of the FOI Act, and promoting openness and accountability within government.
- The public interest in scrutiny of government decision making.
- Providing an individual with information that is of special interest to them

Factors against release include:

- The public interest in ensuring the efficient and effective conduct of the agency's functions.
- The need for some confidentiality to allow the agency to operate efficiently.
- The need to protect the commercial and financial interests of a third party

In this case I find the factors against disclosure outweigh those in favour and therefore consider the sections within Documents 006 and 007 and Documents 003 and 004 in full exempt under the Act.

Attached is an explanation of the provisions of the Act which details your rights to review and appeal this determination, and the process to be followed.

If you have any questions in relation to the matter, please contact Rachel Stone, Freedom of Information Officer on telephone (08) 7109 8419 or via email at rachel.stone@sa.gov.au

Yours sincerely



Jenna Phillips-Wilkinson
Accredited FOI Officer

Office of the Minister for Transport, Infrastructure and Local Government
Minister for Planning

31 January 2019

Encl

FREEDOM OF INFORMATION ACT 1991
YOUR RIGHTS TO REVIEW

EXTERNAL REVIEW BY THE OMBUDSMAN

If the Agency does not deal with your Internal Review application within 14 calendar days (or you remain unhappy with the outcome of the Internal Review) you are entitled to an External Review by the Ombudsman SA.

You may also request an External Review by the Ombudsman if you have no right to an Internal Review.

The application for review by the Ombudsman should be lodged within 30 days after the date of a determination. The Ombudsman's Office, at their discretion, may extend this time limit.

Investigations by the Ombudsman are free. Further information is available from the Office of the Ombudsman by telephone on 8226 8699 or toll free 1800 182 150 (within SA).

REVIEW BY THE SOUTH AUSTRALIAN CIVIL AND ADMINISTRATIVE TRIBUNAL (SACAT)

If you are still dissatisfied with the decision made by this Agency after an Internal Review or after a review by the Ombudsman, you can request a review from SACAT.

You must exercise your right of review to SACAT within 30 calendar days after being advised of the determination or the results of any other Internal or Ombudsman Review. Any costs will be determined by SACAT, where applicable. For more information, contact;

South Australian Civil and Administrative Tribunal (SACAT)
Phone: 1800 723 767 Email: sacat@sacat.sa.gov.au

SCHEDULE OF DOCUMENTS - FREEDOM OF INFORMATION APPLICATION NUMBER

SKNOLL169052

Document Number	Description of Document	Date of Document	Author	Determination Release / Partial Release / Refuse Access	Schedule Clause Applied
1	Email	15/6/2018, 4.42pm		Partial Release	6(1)
2	Email	5/07/2018, 12.16pm		Partial Release	6(1)
3	Letter	6/07/2018		Refuse Access	7(1)(b)(i)(ii)(b)
4	Letter	2/08/2018		Refuse Access	7(1)(b)(i)(ii)(b)
5	Diary Entry	6/08/2018		Partial Access	6(1)
6	Email with 1 attachment	11/10/2018, 2.01pm		Partial Release/Refuse Access	6(1), 7(1)(b)(i)(ii)(b)
7	Email with 6 attachments	11/10/2018, 2.04pm		Partial Release/Refuse Access	6(1), 7(1)(b)(i)(ii)(b)

RELEASED UNDER FOIA

Stone, Rachel (DPTI)

From: [REDACTED]
Sent: Friday, 15 June 2018 4:42 PM
To: Nourse, Courtney (DPTI)
Subject: RE: Honourable Kevin Scarce: Request for Meeting with Hon Stephan Knoll

Hello Courtney

Thank you again. We are pleased to confirm the meeting with the Minister on Monday 9 July 2018 at 3pm in your office on [REDACTED] of Roma Mitchell House.

Attending from AOSMA will be:

Chairman, Rear Admiral the Honourable Kevin Scarce AC CSC RAN (Rtd)
Chief Executive Officer, Mr Andrew Daniels

For your information, Andrew's mobile is [REDACTED] and my contact details are below.

Best regards

[REDACTED]

[REDACTED]

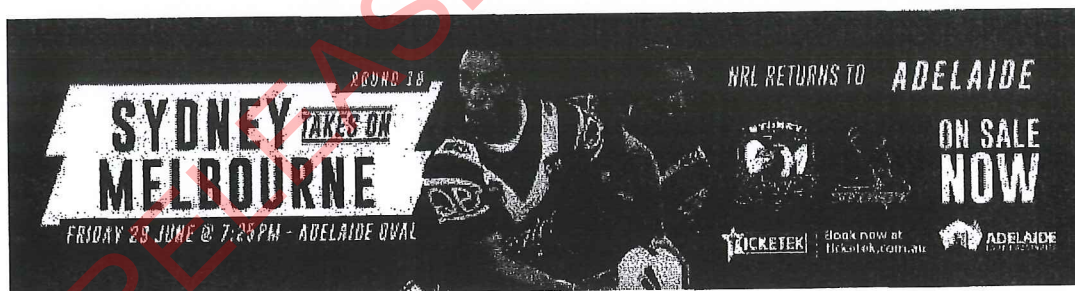
[REDACTED]

Adelaide Oval SMA Ltd. | PO Box 900 North Adelaide SA 5006

[REDACTED]

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From: Nourse, Courtney (DPTI) [REDACTED]
Sent: Friday, 15 June 2018 3:24 PM

To: [REDACTED]
Subject: RE: Honourable Kevin Scarce: Request for Meeting with Hon Stephan Knoll

Sorry [REDACTED] I should have given you my direct line – [REDACTED]

Kind regards

Courtney Nourse

Ministerial Adviser & A/Executive Assistant to the Hon Stephan Knoll MP
Minister for Transport, Infrastructure and Local Government
Minister for Planning

[REDACTED]

136 North Terrace Adelaide SA 5000 • GPO Box 1533 Adelaide SA 5000 • DX171 • www.dpti.sa.gov.au



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We acknowledge and respect Aboriginal peoples as South Australia's first peoples and nations, we recognise Aboriginal peoples as traditional owners and occupants of land and waters in South Australia and that their spiritual, social, cultural and economic practices come from their traditional lands and waters; and they maintain their cultural and heritage beliefs, languages and laws which are of ongoing importance; We pay our respects to their ancestors and to their Elders.

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From: [REDACTED]
Sent: Tuesday, 12 June 2018 10:55 AM
To: Nourse, Courtney (DPTI)
Subject: Honourable Kevin Scarce: Request for Meeting with Hon Stephan Knoll
Importance: High

From: [REDACTED]
Sent: Tuesday, 12 June 2018 10:12 AM
To: DPTI:Minister Knoll
Subject: Request for Meeting with Hon Stephan Knoll
Importance: High

Good morning Courtney,

On behalf of the Adelaide Oval SMA Chairman, Rear Admiral the Honourable Kevin Scarce AC CSC RAN (Rtd), and our Chief Executive Officer, Mr Andrew Daniels, I would like to request a meeting with the Hon Stephan Knoll to provide a briefing on important matters relating to the Riverbank Precinct.

The Minister may be aware of this matter as a meeting has been held with the Premier recently.

For your information, Rear Admiral Scarce is not available between 23 June and 3 July, but we will of course, aim to accommodate any timing that is suitable to the Minister.

I look forward to hearing from you, my contact information is shown below.

Kind regards,

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Stone, Rachel (DPTI)

From: [REDACTED]
Sent: Thursday, 5 July 2018 12:16 PM
To: Nourse, Courtney (DPTI)
Subject: RE: Honourable Kevin Scarce: Request for Meeting with Hon Stephan Knoll

Good afternoon Courtney

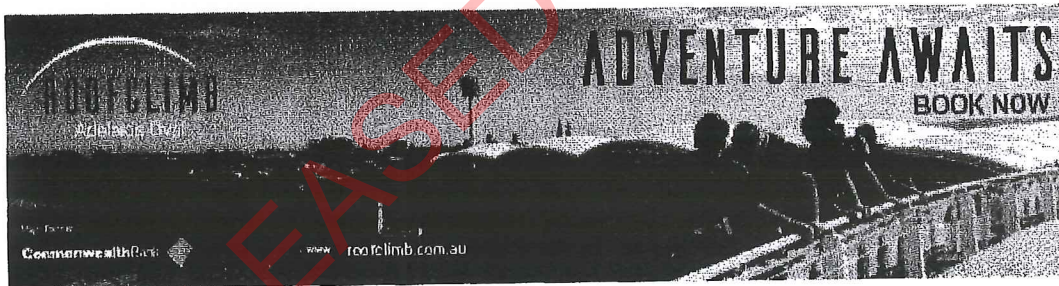
Just a courtesy note to confirm the arrangements in place for the meeting with Hon Stephan Knoll on Monday 9 July 2018 at 3:00pm.

Our Chairman and CEO look forward to meeting with the Minister.

Kind regards
[REDACTED]

[REDACTED]
Adelaide Oval SMA Ltd. | PO Box 900 North Adelaide SA 5006
[REDACTED]
[REDACTED] www.adelaideoval.com.au

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From: Nourse, Courtney (DPTI) [REDACTED]
Sent: Friday, 15 June 2018 5:08 PM
To: [REDACTED]
Subject: RE: Honourable Kevin Scarce: Request for Meeting with Hon Stephan Knoll

Hello [REDACTED]

This is all locked into the Minister's diary.

Have a lovely weekend!

Kind regards,
Courtney

From: [REDACTED]
Sent: Friday, 15 June 2018 4:42 PM
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Subject: RE: Honourable Kevin Scarce: Request for Meeting with Hon Stephan Knoll

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Chief Executive Officer, Mr Andrew Daniels

For your information, Andrew's mobile is [REDACTED] and my contact details are below.

Best regards

[REDACTED]
[REDACTED]
Adelaide Oval SMA Ltd. | PO Box 900 North Adelaide SA 5006
[REDACTED] | Mobile: +61 409 046 611
[REDACTED] | www.adelaideoval.com.au

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Subject: RE: Honourable Kevin Scarce: Request for Meeting with Hon Stephan Knoll

Sorry [REDACTED] I should have given you my direct line – [REDACTED]

Kind regards

Courtney Nourse

Ministerial Adviser & A/Executive Assistant to the Hon Stephan Knoll MP
Minister for Transport, Infrastructure and Local Government
Minister for Planning

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I look forward to hearing from you, my contact information is shown below.

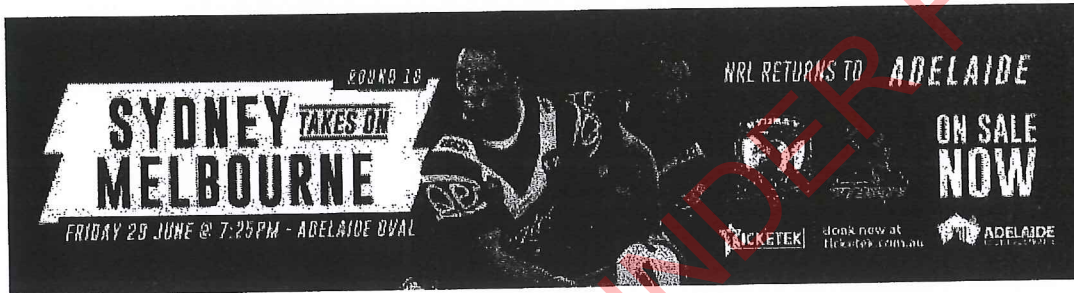
Kind regards,

[Redacted]

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RELEASED UNDER FOIA ACT

Taylor, Sarah (DPTI)

Subject: Andrew Daniels, Sarah Taylor Meeting
Location: Adelaide Oval SMA Boardroom, Level 2 Riverbank Stand Adelaide Oval
Start: Mon 6/08/2018 11:30 AM
End: Mon 6/08/2018 12:30 PM
Recurrence: (none)
Meeting Status: Accepted
Organizer: [REDACTED]

Andrew Daniels [REDACTED]
Sarah Taylor [REDACTED]

RELEASED UNDER FOI ACT

Taylor, Sarah (DPTI)

From: [REDACTED]
Sent: Thursday, 11 October 2018 2:01 PM
To: Taylor, Sarah (DPTI)
Cc: [REDACTED]
Subject: [REDACTED]
Attachments: [REDACTED]

Hi Sarah,

As requested via [REDACTED] please find attached an electronic copy of the [REDACTED]

I fill forward the appendices by separate email, due to their size.

Kind Regards,

[REDACTED]

[REDACTED]

[REDACTED]

RELEASED UNDER FOIA ACT

Stone, Rachel (DPTI)

From: Taylor, Sarah (DPTI)
Sent: Thursday, 10 January 2019 2:31 PM
To: Stone, Rachel (DPTI)
Subject: [REDACTED]
Attachments: [REDACTED]

Sarah Taylor
Chief of Staff to the Hon Stephan Knoll MP
Minister for Transport, Infrastructure and Local Government
Minister for Planning
T 08 7109 8430 • [REDACTED]

From: [REDACTED]
Sent: Thursday, 11 October 2018 2:04 PM
To: Taylor, Sarah (DPTI) [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED]

Hi Sarah,
Please see attached the [REDACTED] as promised below.
Kind Regards,
[REDACTED]

From: [REDACTED]
Sent: Thursday, 11 October 2018 2:01 PM
To: Sarah Taylor [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

Hi Sarah,

As requested via [REDACTED] please find attached an electronic copy of [REDACTED]

I will forward [REDACTED] by separate email, due to their size.

Kind Regards,
[REDACTED]

[REDACTED]



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