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 -
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-closure.

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
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
<table>
<thead>
<tr>
<th>Document Number</th>
<th>Description of Document</th>
<th>Date of Document</th>
<th>Author</th>
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<tr>
<td>1</td>
<td>Email</td>
<td>15/6/2018, 4.42pm</td>
<td>Partial Release</td>
<td>6(1)</td>
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<td>2</td>
<td>Email</td>
<td>5/07/2018, 12.16pm</td>
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<td>Letter</td>
<td>2/08/2018</td>
<td>Refuse Access</td>
<td>7(1)(b)(i)(ii)(b)</td>
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<td>5</td>
<td>Diary Entry</td>
<td>6/08/2018</td>
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</table>
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]

Adelaide Oval SMA Ltd. | PO Box 900 North Adelaide SA 5006
www.adelaideoval.com.au
Subject: RE: Honourable Kevin Scarce: Request for Meeting with Hon Stephan Knoll

Sorry, I should have given you my direct line –

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

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: | 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

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,

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

Adelaide Oval

SYDNEY TAKES ON MELBOURNE
FRIDAY 29 JUNE @ 7:35PM - ADELAIDE OVAL

KRF RETURNS TO ADELAIDE ON SALE NOW

This email message and any attachments are confidential and may contain legally privileged information. If you are not the intended recipient of this message please notify the sender immediately by return email, and destroy this message and any attachments. Although the Adelaide Oval SMA Limited has made every endeavour to ensure documents are virus free, you should scan this message for viruses. The Adelaide Oval SMA Limited will accept no liability for any loss that may occur, resulting from your recipient of this message or any attachments. You must not copy or distribute this message or any part of it or otherwise disclose its contents to anyone without the prior consent of the sender.
Good afternoon Courtney

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

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

Kind regards
This is all locked into the Minister’s diary.

Have a lovely weekend!

Kind regards,
Courtney

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Chief Executive Officer, Mr Andrew Daniels

For your information, Andrew’s mobile is and my contact details are below.

Best regards

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

Adelaide Oval
SYDNEY TAKES ON MELBOURNE
FRIDAY 23 JUNE @ 7:35PM - ADELAIDE OVAL
NRL RETURNS TO ADELAIDE ON SALE NOW

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Sorry, I should have given you my direct line.

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
T 08 7109 8430 • GPO Box 1533 Adelaide SA 5000 • DX171 • www.dpti.sa.gov.au

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Adelaide Oval SMA Ltd. | PO Box 900 North Adelaide SA 5006
www.adelaideoval.com.au
## Taylor, Sarah (DPTI)

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<thead>
<tr>
<th>Subject:</th>
<th>Andrew Daniels, Sarah Taylor Meeting</th>
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<tr>
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<td>Adelaide Oval SMA Boardroom, Level 2 Riverbank Stand Adelaide Oval</td>
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<tr>
<td>Start:</td>
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<td>Accepted</td>
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<td>Organizer:</td>
<td>Andrew Daniels, Sarah Taylor</td>
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Andrew Daniels
Sarah Taylor
Hi Sarah,

As requested via please find attached an electronic copy of the I fill forward the appendices by separate email, due to their size.

Kind Regards,
Hi Sarah,

Please see attached the [redacted] as promised below.

Kind Regards,

From:
Sent: Thursday, 10 January 2019 2:31 PM
To: Stone, Rachel (DPTI)
Subject: Attachments: