



In reply please quote 2020/04170/01

**LEGAL & STATUTORY
SERVICES**

77 Grenfell Street
Adelaide SA 5000

GPO Box 1533
Adelaide SA 5001

Telephone: 08 8343 2222
Facsimile: 08 8204 8740

ABN 92 366 288 135

Seven Network (Operations) Limited
560 Sir Samuel Griffith Drive
MOUNT COOT THA QLD 4066

Dear [REDACTED]

**NOTICE OF DETERMINATION - REQUEST FOR ACCESS TO DOCUMENTS
UNDER THE FREEDOM OF INFORMATION ACT 1991**

I refer to your application made under the *Freedom of Information Act 1991* (the Act) which was received by the Department of Planning, Transport and Infrastructure on 20 February 2020.

You have requested access to:

"documents, specifically reports, audits, reviews, executive/ministerial briefings and attachments, correspondence such as emails, since 1 January, 2018 to the date of this application (20/02/2020) relating to: - Expired/missing Adelaide Metro accounts including the amount of money lost on cards that haven't been used for at least 12 months. - Adelaide Metro card revenue each year for the past two years (eg. 2018 and 2019 mutually exclusive). In relation to correspondence, please limit searches to the Department CEO or acting CEO. Please exclude duplicates, documents that have already been publicly released, media reports/articles/releases and correspondence with media."

There is one document within the scope of your request

I have determined to refuse access to the document in accordance with Section 20(1) and Schedule 1, Clause 17(c) of the FOI Act which states:

20—Refusal of access

- (1) An agency may refuse access to a document—
(a) if it is an exempt document

17—Documents subject to contempt etc

*A document is an exempt document if it contains matter the public disclosure of which would, but for any immunity of the Crown—
(c) infringe the privilege of Parliament.*

Clause 17(c)

The document is a briefing prepared for Parliament and is exempt from disclosure.

In regard to your query about "Adelaide Metro card revenue each year for the past two years (eg. 2018 and 2019 mutually exclusive)" the following table is provided:-

Metro ticket revenue by calendar year	
Calendar year	\$m
2018	93,459
2019	95,318

I advise that a MetroCard is a 'Card Centric' ticketing system, which means there is no expiry of card balances. A MetroCard that is validated after a period of disuse, regardless of the length of time elapsed, will hold the same balance as at the last time it was validated.

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

In accordance with Premier and Cabinet Circular PC045, if you are given access to documents as a result of this FOI application, details of your application, and the documents to which access is given, will be published in the agency's disclosure log within 90 days from the date of this determination. Any private information will be removed. A copy of PC045 can be found at <http://dpc.sa.gov.au/what-we-do/services-for-government/premier-and-cabinet-circulars>. If you have any objection to this publication, please contact us within 30 days of receiving this determination.

Should you have any enquiries concerning your application please contact

Yours sincerely

Graeme Jackson
Accredited Freedom of Information Officer

3/ March 2020

YOUR RIGHTS TO REVIEW

INTERNAL REVIEW

If you are dissatisfied or concerned with the decision of this Agency regarding access to documents or the request for amendment to your personal records, you can apply for an Internal Review of that decision.

To apply for an Internal Review you must write a letter addressed to the Principal Officer or lodge an Internal Review application form with the Principal Officer of this Agency. The legislated application fee must accompany all applications, unless the fee was waived in the original Freedom of Information application, in which case there would be no fee payable for the application. The application must be lodged within 30 days after being notified of the decision.

The Agency will undertake the Internal Review and advise you of its decision within 14 days of receipt of the application.

Where the decision was made by the Minister or Principal Officer of the Agency, you are unable to request an Internal Review but you can apply for an External Review by the Ombudsman, or the South Australian Civil and Administrative Tribunal.

You are unable to apply for an Internal Review regarding a decision to extend the time limit for dealing with an application but you can apply for an External 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).

APPEAL TO 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					2020/04170/01
Document Number	Description of Document	Date of Document	Author	Determination Release / Refuse Access	Schedule Clause Applied
001	PBN	12-July-2018	DPTI	Refuse Access	17(c) infringe the privilege of Parliament

RELEASED UNDER FOI ACT 1992