



OFFICIAL: Sensitive

Your Ref : 18888461
Our Ref: 24-1514
Telephone: 7322 3347

[Redacted]
C/- Seven West Media
GPO BOX 604
BRISBANE QLD 4001

Email: [Redacted]

Dear [Redacted],

Re: Freedom of Information Act application

In reference to your application made pursuant to the *Freedom of Information Act 1991* (FOI Act), access was sought to:

“Documents, specifically reports, correspondence including emails, briefings and attachments, relating to Police the trial of the fixed mobile phone detection camera. I would expect documents captured to include the trial’s findings along with any discussion relating to that. Please exclude duplicates, documents that are already publicly available, media reports/articles/releases and correspondence with media. Timeframe: Since 1 June 2023 to the date this application is validated (inclusive).”

On 30 January 2024, as a result of a phone conversation, you amended the scope of your application to a copy of the findings of the mobile phone detection camera trial and the email which confirmed the findings of the trial.

South Australia Police (SAPOL) has located documents that fall within the scope of your request. The documents are numbered and described in the following schedule. The schedule contains the details of the determination in compliance with section 23. In particular, note the grounds on which access has been refused, including the reasons which are contained in the schedule.

SA POLICE - FREEDOM OF INFORMATION UNIT SCHEDULE				
No.	Document Description	Status	Act	Reason
1	Trial Evaluation Summary Published	Partial Release	7(1)(c)	The redacted content is considered exempt from disclosure as it identifies third part vendors and reveals information regarding specific solutions which make it possible for members of the public to identify the third parties through information already in the public



SA POLICE - FREEDOM OF INFORMATION UNIT SCHEDULE				
No.	Document Description	Status	Act	Reason
				<p>domain. Disclosure of the third parties and business affairs would serve to reduce the third parties' business advantage in a competitive field, particularly where deficiencies are identified. In addition, disclosure of this information would jeopardise SAPOL's ability to acquire vendors willing to participate in future trials if it is known the results could potentially be disseminated to the public. I have therefore determined it would be contrary to the public interest to release this information and provide further support as follows:</p> <p>In favour of the public interest: Meeting the objects of the FOI Act favouring access to documents including:</p> <ul style="list-style-type: none"> • Promoting openness and accountability in Government. • Ensuring optimal use of public resources. • The importance of transparency and openness and the interest that the public has in the decision-making processes of Government. <p>Contrary to the public interest:</p> <ul style="list-style-type: none"> • The information is not publicly available. • Disclosure of this information would reveal detail which is considered commercially sensitive to SAPOL and third party vendors. • The release of this information could result in a competitive disadvantage to SAPOL and third parties, and potentially jeopardise future business planning. • If third parties cannot be assured of confidentiality by Government with respect to communications relating to their commercially sensitive information, this would have the potential to harm business relationships with Government and hamper future dealings with agencies for the betterment of South Australia. • Disclosure of this information would be expected to prejudice the future supply of information to Government, as the level of trust in handling such

SA POLICE - FREEDOM OF INFORMATION UNIT SCHEDULE				
No.	Document Description	Status	Act	Reason
				information would be substantially diminished.
2	Email from SAPOL to DIT re MPDC Trial Evaluation Summary Dated 26 May 2023	Partial Release	6(1)	The redacted text discloses the mobile phone number of a third party. As the mobile number serves a combined purpose of being used for both business and personal, I deem the mobile number to be the personal affairs of the third party and unreasonable for disclosure given the potential for the third party to be contacted outside of business hours.

CLAUSES FOR REFUSAL

Clause 6(1) of Schedule 1 of the FOI Act which states:

“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).”

Clause 7(1)(c) of Schedule 1 of the FOI Act which states:

“A document is an exempt document if it contains matter consisting of information (other than trade secrets or information referred to in paragraph (b)) concerning the business, professional, commercial or financial affairs of any agency or any other person; and the disclosure of which could reasonably be expected to have an adverse effect on those affairs or to prejudice the future supply of such information to the Government or to an agency; and would, on balance, be contrary to the public interest.”

Disclosure Log

In accordance with the requirements of Premier and Cabinet Circular PC045, details of your FOI application, and the documents to which you are given access will be published on the SAPOL website Disclosure Log.

A copy of PC045 can be found at:

https://www.dpc.sa.gov.au/_data/assets/pdf_file/0019/20818/PC045-Disclosure-Logs.pdf.

If you disagree with publication, please advise the undersigned in writing by **24 May 2024**.

Your rights to review

If you are dissatisfied with this determination, you are entitled to exercise your right of internal review in accordance with section 29(1) of the FOI Act by completing a PD362 Application for Internal Review form, which can be downloaded from <https://www.police.sa.gov.au/services-and-events/freedom-of-information> or available upon request at your nearest police station. Alternatively, an application may be made in writing to the SAPOL Freedom of Information Unit. This application must be lodged within 30 (calendar) days after you receive this letter with a fee of \$40.75, if applicable.

Yours sincerely

A handwritten signature in blue ink that reads "K Johnson". The signature is written in a cursive style.

Senior Sergeant Kelly Johnson
Officer in Charge
Freedom of Information Unit
(Accredited Freedom of Information Officer)

22 April 2024