

COUNTING RULES

Note ⁽¹⁾: The “counting rules” for all data used in the provision of information is based upon the date the report is received at the Ethical and Professional Standards Branch. The information is provided by Calendar Year.

Note ⁽²⁾: PDT = Police Disciplinary Tribunal
The PDT is a civil tribunal overseen by a magistrate and tasked with handling allegations of police misconduct. If it finds a police officer breached discipline, the matter is referred to the Police Commissioner to determine an appropriate punishment.

Note ⁽³⁾: Man Res = Management Resolution

Management Resolution (Police Complaints and Discipline Act 2016)

The Police Complaints and Discipline Act 2016 (the Act) is an Act to provide for the resolution of complaints made in respect of police officers and certain other persons, to make provision in relation to disciplinary proceedings in respect of police officers and other persons.

Section 5 of the Act states the Commissioner must ensure that a separate section (the *Internal Investigation Section* or *IIS*) is constituted within SA Police to carry out investigations under this Act in relation to the conduct of designated officers.

The Act defines **designated officers as** a person who is—

- (a) a member of SA Police; or
- (b) a police cadet; or
- (c) a special constable; or
- (d) a police security officer;

Part 3 of the Act details certain matters to be resolved by management resolution. The purpose of a management resolution under this Part is to avoid formal disciplinary proceedings by dealing with the matter as a question of educating, and improving the future conduct of, the designated officer concerned. Management resolution of matters under this Part is to be conducted as expeditiously as possible and without undue formality.

Section 18 details dealing with matters by way of management resolution:

(1) A matter to which this Part applies is to be dealt with by the Commissioner causing the matter to be referred to—

(a) in the case of a designated officer who is **not** a police security officer—a suitable member of SA Police; or

(b) in the case of a designated officer who is a police security officer—a person determined in accordance with the orders and directions of the Commissioner,

(the **resolution officer**) for resolution in accordance with this Part.

Note ⁽⁴⁾: No Further Action – Prev. Assessed is where a complaint is filed without further action as it has already been considered because of a previously submitted complaint.

**BREAKDOWN OF COMPLAINTS
FOR CONFIDENTIALITY OF INFORMATION
BY CATEGORY TYPE
FOR THE CALENDAR YEARS – 2020 TO 2023**

BREAKDOWN OF COMPLAINTS FOR CONFIDENTIALITY OF INFORMATION BY CATEGORY TYPE										
Category Type	EXTERNAL COMPLAINTS					INTERNAL COMPLAINTS				
	2020	2021	2022	2023	CATEGORY TOTAL	2020	2021	2022	2023	CATEGORY TOTAL
Improper Disclosure of Information	30	35	32	36	133	13	8	22	27	69
Improper Release and/or Access	17	20	11	20	68	31	14	26	8	79
Breach of Email Policy	0	0	0	0	0	0	0	1	0	1
Yearly Total	47	55	43	56	201	43	22	49	35	149

**OUTCOME OF COMPLAINTS
FOR CONFIDENTIALITY OF INFORMATION
FOR THE CALENDAR YEARS – 2020 TO 2023**

OUTCOME OF COMPLAINTS FOR CONFIDENTIALITY OF INFORMATION										
OUTCOME TYPE	EXTERNAL COMPLAINTS					INTERNAL COMPLAINTS				
	2020	2021	2022	2023	OUTCOME TOTAL	2020	2021	2022	2023	OUTCOME TOTAL
Employment with SAPOL terminated	0	0	0	0	0	0	1	0	0	1
PDT ⁽²⁾ : – Fine & Recorded Reprimand	3	0	0	0	3	3	1	0	0	0
PDT ⁽²⁾ : – Fine, Recorded Reprimand & Training and Education	0	0	0	0	0	1	0	0	0	0
Man Res – Finding ⁽³⁾	6	7	2	3	18	12	5	10	12	39
Man Res – No Finding ⁽³⁾	9	3	6	4	22	2	1	5	3	11
Refuted	3	0		0	3	1	0	0	0	1
Unsubstantiated	1	1	1	0	3	5	3	2	0	10
No Further Action	23	38	30	41	132	19	10	23	8	60
No Further Action – Prev. Assessed ⁽⁴⁾	0	4	1	4	9	0	0	1	1	2
Member Resigned	2	1	2	0	5	0	0	3	0	3
Still Under Investigation	0	1	1	4	6	0	1	5	11	17
Yearly Total	47	55	43	56	201	43	22	49	35	149