



SOUTH AUSTRALIA POLICE
KEEPING SA SAFE

Your Ref:
Our Ref: 20-0538
Enquiries:
Telephone: 7322 3347
Facsimile: 7322 4180

Ms Alison Sandy
C/- Seven Network
560 Sir Samuel Griffith Drive
MOUNT COOT-THA QLD 4066

Email: asandy@seven.com.au

Dear Ms Sandy,

Re: Freedom of Information Act application

I refer to your application made pursuant to the Freedom of Information (FOI) Act 1991 in which access was sought to the following information:

"Documents, specifically reports, and related AV material including CCTV/body worn camera/video footage/photos since 1 January, 2018, to the date of this application relating to reports where the charge was at least "produce dangerous drug" ie. There could be more charges, but there is at least one charge for produce dangerous drug. Please limit to those where the drug being produced is methamphetamine/ice. In relation to reports, please limit to the Central, North West, South West Metropolitan regions. Please limit related footage and photos to only those reports which refer to a police raid. If more than 10 fit this requirement, please limit to the first 10 (starting oldest to newest) where footage/photos are located and there is no pending legal action. Please exclude duplicates, documents that have already been publicly released, media report/articles/releases and correspondence with media. If documents with duplicate information are captured, please limit to just one version of those documents. I confirm I consent to being provided edited copies of documents/footage with personal information such as names and faces redacted/pixilated/blurred."

On 8 October 2019, Sergeant Friend invited you by email to narrow the scope of your request to seeking AV material and related reports by examining the first 10 reports recorded by Drug and Organised Crime Task Force from 1 January 2018. You replied on 21 October 2019 via email stating:

"Can we please include the state wide stats (ie the number for that period). The first 10 (reports) as proposed by you is fine, but I'd ask that where AV material exists, eg photos/video footage, that is also included."

In relation to the following part of your request:

“...state wide stats (is the number for that period)...”

It is determined to **release in full** the date and location of clandestine laboratory assessments undertaken by Drug and Organised Crime Task Force between 1 January 2018 to 30 June 2019. This data is contained within the tables below and was correct as at 1 October 2019.

1 January 2018 to 30 June 2018

11/01/2018	TAPEROO
12/01/2018	PARA VISTA
19/01/2018	SEATON
30/01/2018	GLENELG NORTH
02/02/2018	CLEARVIEW
07/02/2018	HECTORVILLE
07/02/2018	UNDERDALE
13/02/2018	SEMAPHORE
17/02/2018	GOLDEN GROVE
21/02/2018	QUEENSTOWN
21/02/2018	MUNNO PARA WEST
23/02/2018	HENDON
08/03/2018	ALBERTON
10/03/2018	CHRISTIES BEACH
26/03/2018	WHYALLA
26/03/2018	PORT AUGUSTA
27/03/2018	HOLDEN HILL
30/03/2018	SOUTH PLYMPTON
03/04/2018	MITCHELL PARK
05/04/2018	THEBARTON
10/04/2018	BRIGHTON
16/04/2018	GREENACRES
17/04/2018	MANNINGHAM
20/04/2018	PROSPECT
20/04/2018	ANDREWS FARM
02/05/2018	WYE
08/05/2018	OAKLANDS PARK
09/05/2018	ALBERTON
09/05/2018	ELIZABETH
09/05/2018	HENLEY BEACH SOUTH
09/05/2018	HENLEY BEACH SOUTH
12/05/2018	WELLAND
13/05/2018	BACK VALLEY
13/05/2018	HACKHAM
20/05/2018	NEWTON
20/05/2018	NEWTON
21/05/2018	BROMPTON
31/05/2018	BRIGHTON
06/06/2018	BRIDGEWATER
07/06/2018	PORT ADELAIDE
08/06/2018	BIGGS FLAT
12/06/2018	WEST CROYDON
18/06/2018	HECTORVILLE
23/06/2018	PLYMPTON

1 July 2018 to 30 June 2019

04/07/2018	MUNNO PARA
11/07/2018	PROSPECT
15/07/2018	ELIZABETH SOUTH
01/08/2018	ROXBY DOWNS
07/08/2018	MUNNO PARA WEST
13/08/2018	NORTH HAVEN
15/08/2018	ELIZABETH DOWNS
20/08/2018	ATHELSTONE
01/09/2018	PARALOWIE
14/09/2018	SELICKS HILL
19/09/2018	HOUGHTON
17/09/2018	SALISBURY
07/10/2018	MORPHETT VALE
05/10/2018	PARAFIELD GARDENS
17/10/2018	NURIOOTPA
18/10/2018	GREENACRES
21/10/2018	ALLENBY GARDENS
23/10/2018	FERRYDEN PARK
24/10/2018	ANDREWS FARM
26/10/2018	RICHMOND
28/10/2018	CROYDON
29/10/2018	WEST CROYDON
31/10/2018	KILKENNY
06/11/2018	KURRALTA PARK
07/11/2018	NORTH HAVEN
24/11/2018	KLEMZIG
14/11/2018	SALISBURY HEIGHTS
27/11/2018	GREENWITH
27/11/2018	ADELAIDE
30/11/2018	SALISBURY PARK
03/12/2018	HILLCREST
10/12/2018	WOODVILLE NORTH
12/12/2018	LOCKLEYS
14/12/2018	SALISBURY NORTH
16/01/2019	PARALOWIE
21/01/2019	NORTH PLYMPTON
12/03/2019	REDWOOD PARK
16/03/2019	WOODVILLE PARK
13/03/2019	MORPHETT VALE
31/03/2019	HUNTFIELD HEIGHTS
29/03/2019	HOLDEN HILL
01/04/2019	WINGFIELD
07/04/2019	OSBORNE
12/04/2019	KENT TOWN
23/04/2019	MILE END
29/04/2019	WOODVILLE WEST
08/05/2019	GLENGOWRIE
09/05/2019	ELIZABETH SOUTH
09/05/2019	NORTHFIELD
19/05/2019	HENLEY BEACH
20/05/2019	HACKHAM WEST
30/05/2019	MORPHETT VALE
16/06/2019	BLACKWOOD
18/06/2019	REYNELLA
23/06/2019	PETERHEAD
25/06/2019	KILKENNY

In relation to the following part of your narrowed request:

"...The first 10 (reports) as proposed by you is fine, but I'd ask that where AV material exists, eg photos/video footage, that is also included."

Before dealing with this part of your request it is important to draw your attention to the page numbers on the top right corner of each document. The page numbers relate to the number of pages printed with each batch print run and are not indicative of the number of pages associated with each report.

South Australia Police (SAPOL) has located documents that are associated with the wording of your FOI application. 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. This determination was made on 15 November 2019.

SA POLICE - FREEDOM OF INFORMATION UNIT SCHEDULE				
No	Document Description	Status	Act	Reason
1.	Apprehension Report number 18/D10142 dated 11/1/2018 consisting of 11 pages; <ul style="list-style-type: none"> • 27 photographs relative to this matter are contained on Document 11. 	Part Release	Clause: 6(1)	<p><u>Clause 6(1)</u></p> <p>The definition of 'personal affairs' found at Part 4 of the FOI Act 1991, which is not an exhaustive list, was considered and the view formed was that a large portion of the text within the documents is exempt as it is the personal affairs of third parties, not being Ms Alison Sandy. The exempt personal affairs on each document may include:</p> <ul style="list-style-type: none"> • <i>Name;</i> • <i>Date of Birth and age;</i> • <i>Home and mobile; telephone number;</i> • <i>Home Address;</i> • <i>Occupation;</i> • <i>Language and Ethnicity</i> <p>The following factors were considered as to whether or not it would be unreasonable to disclose those personal affairs:</p> <ul style="list-style-type: none"> • <i>The very nature of the information would disclose the personal affairs of third parties and identify them as being suspects;</i> • <i>It was considered improbable that the personal affairs of the third parties are already in the public domain;</i>
2.	Apprehension Report number 18/D17536 dated 23/1/2018 consisting of 9 pages; <ul style="list-style-type: none"> • 1 x video footage relative to this matter is contained on Document 11. 			
3.	Apprehension Report number 18/D24251 dated 02/02/2018 consisting of 9 pages; <ul style="list-style-type: none"> • 64 photographs relative to this matter are contained on Document 11. 			
4.	Apprehension Report number 18/D32181 dated 13/2/2018 consisting of 8 pages.			

<p>5.</p> <p>6.</p> <p>7.</p>	<p>Apprehension Report number 18/D33539 dated 15/2/2018 consisting of 8 pages;</p> <ul style="list-style-type: none"> 1 photograph relative to this matter is contained on Document 11. <p>Apprehension Report number 18/D34164 dated 16/2/2018 consisting of 8 pages.</p> <p>Apprehension Report number 18/D55760 dated 30/04/2018 consisting of 6 pages.</p>			<ul style="list-style-type: none"> <i>There is a strong public interest in protecting an individual's privacy, including the third parties;</i> <i>There is a potential for the document to be disseminated to other parties.</i> <p>A portion of text within these documents has been redacted and marked as 'Out of Scope' as the information does not fall within the scope of your request.</p>
<p>8.</p> <p>9.</p> <p>10.</p>	<p>Apprehension Report dated 30/10/2018 consisting of 11 pages.</p> <p>Apprehension Report dated 07/02/2018 consisting of 8 pages.</p> <p>Apprehension Report dated 07/022018 consisting of 8 pages.</p>	<p>Refuse Access</p>	<p>Clauses: 6(1) 6(2) 11(b)</p>	<p>Clause 6(1)</p> <p>The definition of 'personal affairs' found at Part 4 of the FOI Act 1991, which is not an exhaustive list, was considered and the view formed was that a large portion of the text within the documents is exempt as it is the personal affairs of third parties, not being Ms Alison Sandy. The exempt personal affairs on each document may include:</p> <ul style="list-style-type: none"> <i>Name;</i> <i>Date of Birth and age;</i> <i>Home and mobile; telephone number;</i> <i>Home Address;</i> <i>Occupation;</i> <i>Language and Ethnicity.</i> <p>The following factors were considered as to whether or not it would be unreasonable to disclose those personal affairs:</p> <ul style="list-style-type: none"> <i>The very nature of the information would disclose the personal affairs of third parties and identify them as suspects;</i>

			<ul style="list-style-type: none"> • <i>It was considered improbable that the personal affairs of the third parties are already in the public domain;</i> • <i>There is a strong public interest in protecting an individual's privacy, including the third parties;</i> • <i>There is a potential for the document to be disseminated to other parties.</i> <p><u>Clause 6(2)</u> It has been considered and the view formed is that a portion of text within these documents are allegations of criminal or other improper conduct on the part of the third parties other than Ms Allison Sandy; the truth of which has not been established by judicial process.</p> <p>The following factors were considered as to whether or not it would be unreasonable to disclose those personal affairs:</p> <ul style="list-style-type: none"> • <i>The very nature of the information would disclose the identity of the third parties and the fact they were a suspect for alleged criminal offences, the truth of which has not been established by judicial process;</i> • <i>It was considered improbable that allegations of the third parties being nominated as suspects would be in the public domain; and</i> • <i>There is a potential for the document to be disseminated to other parties.</i> <p><u>Clause 11(b)</u> These documents were prepared for Court and are currently pending before the Court.</p>
--	--	--	---

11.	<p>DVD containing photographs and video footage of the following report locations:</p> <ul style="list-style-type: none"> • Titled – <i>Relates to Document 1 - TAPEROO</i> – consisting of 26 photographs • Titled – <i>Relates to Document 2 - SEATON</i> – 1 X video footage • Titled – <i>No Document – GLENELG</i> - 27 photographs • Titled – <i>Relates to Document 3 – BROADVIEW</i> - 64 photographs • Titled – <i>Relates to Document 5 - GOLDEN GROVE</i> - 1 photograph 	Full Release		
-----	--	--------------	--	--

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 6(2) of Schedule 1 of the FOI Act which states:

“A document is an exempt document if it contains allegations or suggestions of criminal or other improper conduct on the part of a person (living or dead) the truth of which has not been established by judicial process and the disclosure of which would be unreasonable.”

Clause 11(b) of Schedule 1 of the FOI Act which states:

“A document is an exempt document if it contains matter prepared for the purposes of proceedings (including any transcript of the proceedings) that are being heard or are to be heard before a court or tribunal.”

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 <http://dpc.sa.gov.au/what-we-do/services-for-government/premier-and-cabinet-circulars>. If you disagree with publication, please advise the undersigned in writing by **20 December 2019**.

Your rights to review

If you are dissatisfied with the determination for access to SAPOL records, 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 days from the date of this determination with a fee of \$36.75. Such a fee may be waived in the event of an exemption being claimed.

Yours sincerely,



Senior Sergeant First Class Tracy Gentgall
Officer in Charge
Freedom of Information Unit
(Accredited Freedom of Information Officer)

15 November 2019