



SOUTH AUSTRALIA POLICE
KEEPING SA SAFE

Your Ref:
Our Ref: 19/0757
Enquiries:
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Hon Peter Malinauskas MP
GPO Box 572
Adelaide SA 5001

Email: laborleader@parliament.sa.gov.au

Dear Sir

Re: Freedom of Information Act application

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

"For the following financial years: 2014/15 2015/16 2016/17 2017/18 and between 1 July 2018 to 31 October 2018 The number of vehicles clamped, impounded or forfeited under the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007. The number of offences and the types of offences committed for vehicles clamped, impounded or forfeited under the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007."

On 6 December 2018, I had a telephone call with your Chief of Staff, John regarding the scope of your request. I advised him that South Australia Police (SAPOL) do not hold figures that relate to forfeited vehicles as these statistics are held by the Courts Administration. John advised that he would be happy to narrow the scope to *"statistics relating to clamped and impounded vehicles only"*.

In relation to Part 1 of your request:

"For the following financial years: 2014/15 2015/16 2016/17 2017/18 and between 1 July 2018 to 31 October 2018 The number of vehicles clamped, impounded or ... under the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007. ..."

It is determined to **release in full** the statistical information regarding the number of vehicles clamped or impounded by SAPOL for the past 5 financial years up to 31 October 2018. This information is contained within the table below and was correct as of 4 December 2018.

Fin Year	Task	Qty
2014 /15	Clamped	268
	Impound	6431
	Total	6699
2015 / 16	Clamped	229
	Impound	6086
	Total	6315
2016 /17	Clamped	132
	Impound	5726
	Total	5858
2017 / 18	Clamped	122
	Impound	5442
	Total	5564
2018 /19	Clamped	26
	Impound	1788
	Total	1814

In relation to Part 2 of your request:

“For the following financial years: 2014/15 2015/16 2016/17 2017/18 and between 1 July 2018 to 31 October 2018 ... The number of offences and the types of offences committed for vehicles clamped, impounded or ... under the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007.”

It is determined to **release in full** the statistical information regarding the number of offences and the type of offence committed where vehicles are clamped or impounded by SAPOL for the past 5 financial years up to 31 October 2018. This information is contained within the table below and was correct as of 4 December 2018.

Please note in the data below there are more offences than there are impounds. That is because one impound may have multiple impound offences recorded against the driver.

Act	Long Description	2014/15	2015/16	2016/17	2017/18	YTD 2018/19
S47B RTA,	driving whilst having prescribed concentration of alcohol in the blood	2889	2547	2189	2138	689
S91 (5) MVA,	driving whilst disqualified	2247	2063	2123	2044	643
S74 (2) MVA,	driving unlicensed, never having held a licence to drive a certain class of motor vehicle	616	645	656	552	149
S47 RTA,	driving under the influence	337	309	282	239	74
S9 MVA,	second or subsequent offence of driving an unregistered motor vehicle	355	337	307	257	92
S44B RTA,	misusing a motor vehicle	246	258	242	203	9
S102 MVA,	second or subsequent offence of driving an uninsured motor vehicle	222	216	215	177	67
S47BA RTA,	driving with prescribed drug in oral fluid or blood	204	297	189	196	93
S46 RTA,	driving recklessly or at a speed in a manner dangerous to the public	138	135	117	115	37
S74 (2a) MVA,	driving unlicensed after being previously disqualified for a serious drink driving offence	116	123	97	125	45
S19AC CLCA,	dangerous driving to escape police	133	144	107	93	24

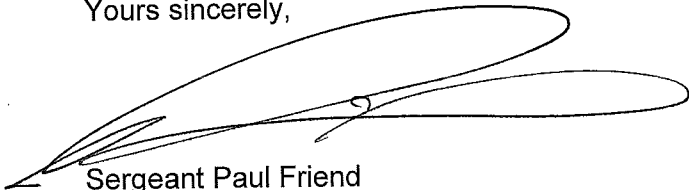
S45A RTA,	speeding by more than 45 km/h over the speed limit	71	61	62	69	24
Agg S45A RTA,	aggravated driving a motor vehicle without due care	23	0	17	14	9
S17AA SOA,	misusing a motor vehicle on private land	5	9	12	6	5
S19AD CLCA,	street racing	9	6	9	2	0
S9 Graffiti Ctrl Act,	marking graffiti	5	8	7	5	2
S19AB CLCA,	leaving the scene of an accident after causing death or harm by the careless use of a vehicle	3	2	2	2	1
S54 SOA,	emitting excessive noise from a vehicle by amplified sound equipment or other device	1	1	1	3	1
S19A CLCA,	causing death or harm by the dangerous use of a vehicle	1	2	2	3	0
S85 CLCA,	damaging property by the marking of graffiti	1	0	2	0	1

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 30 December 2018.

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 (available upon request at your nearest police station), or an application may be made in writing to SAPOL Freedom of Information Unit. This must be lodged within 30 days from the date of this determination with a fee of \$35.00. Such a fee may be waived in the event of an exemption being claimed.

Yours sincerely,



Sergeant Paul Friend
Freedom of Information Unit
 (Accredited Freedom of Information Officer)

5th December 2018

