



SOUTH AUSTRALIA POLICE
KEEPING SA SAFE

Your Ref:
Our Ref: 20/0525
Enquiries:
Telephone: 7322 3347
Facsimile: 7322 4180

Hon Tammy Franks MLC
Parliament House
North Terrace
ADELAIDE SA 5000

Email: franks.office@parliament.sa.gov.au

Dear Ms Franks

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 any documents, advice or communication SAPOL have received in regards to proposed or tabled legislation that pertains to prostitution from the 1st of January 2018 through to the present date."

Consultation has been undertaken with third parties pursuant to section 26 of the FOI Act, to seek their views regarding the release of information concerning their personal affairs. Several third parties objected to the disclosure of their personal affairs. My attempts to contact additional third parties were unsuccessful. It has been determined to refuse the personal affairs of all third parties.

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	Email to Commissioner Grant Stevens dated 29 August 2019 with the following attachments: <ul style="list-style-type: none"> ➤ Health and Safety Guidelines for Brothels – Guide 2001 – WorkCover NSW Health and Safety Guide; ➤ The Sex Industry in 	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, address, date of birth, telephone number and occupation. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.

	<p><i>New South Wales – A Report to the NSW Ministry of Health – The Kirby Institute, Faculty of Medicine University of New South Wales – 2012;</i></p> <ul style="list-style-type: none"> ➤ <i>Curtin University – Western Australia law and Sex Worker Health (LASH) – Study Final Report – A Report to the Western Australian Department of Health – May 2017;</i> ➤ <i>Cover letter to Ms Ronda Miller – dated 9 May 2016 – NSW Government Response to the Legislative Assembly Inquiry into the Regulation of Brothels - May 2016;</i> ➤ <i>New Zealand Geographer – Research Article – Effects of sex premises on neighbourhoods; Residents, local planning and the geographies of a controversial land use – Jason Prior and Penny Crofts – 2012;</i> ➤ <i>The Proposed Re-introduction of Policing and Crime into the Regulation of Brothels in New South Wales – Penny Crofts and Jason Prior – volume 28 Number 2.</i> 			<p>SAPOL notes that all attachments are published.</p>
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2	Letter received by South Australia Police on 29 August 2019 and consisting of sixteen (16) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, home address, email address, telephone number, previous occupations/place of work, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
3	Letter dated 3 September 2019 - received by South Australia Police on 9 September 2019 and consisting of one (1) page	Full Release		
4	Letter dated 11 June 2019 - to Commissioner Grant Stevens consisting of two (2) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names and signatures. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
5	Minutes forming enclosure dated 9 April 2019 - to Commissioner Grant Stevens consisting of one (1) page	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email addresses, signatures and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
6	Statutes Amendment (Decriminalisation of Sex Work) Bill 2018, dated 9 May 2018 consisting of eight (8) pages	Full Release		
7	Email addressed to Commissioner Grant Stevens chain, last dated 4 June 2018 consisting of two (2) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, home address, email address, telephone number, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.

8	Email chain, last dated 24 June 2019 consisting of five (5) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
9	Email chain, last dated 25 June 2019 consisting of four (4) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
10	Statutes Amendment (Decriminalisation of Sex Work) Bill 2018, dated 20 June 2019 consisting of twelve (12) pages	Full Release		
11	Email to Jerome Teakle, dated 4 September 2019 consisting of one (1) page	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
12	Email to Jerome Teakle, dated 6 September 2019 consisting of one (1) page	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.

13	Email chain, last dated 17 June 2019 to Stuart McLean consisting of two (2) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
14	Statutes Amendment (Decriminalisation of Sex Work) Bill 2018, dated 14 June 2019 consisting of two (2) pages	Full Release		
15	Statutes Amendment (Decriminalisation of Sex Work) Bill 2018, dated 14 June 2019 consisting of two (2) pages	Full Release		
16	Statutes Amendment (Decriminalisation of Sex Work) Bill 2018, dated 14 June 2019 consisting of one (1) page	Full Release		
17	Statutes Amendment (Decriminalisation of Sex Work) Bill 2018, dated 14 June 2019 consisting of one (1) page	Full Release		
18	Statutes Amendment (Decriminalisation of Sex Work) Bill 2018, dated 14 June 2019 consisting of one (1) page	Full Release		
19	Statutes Amendment (Decriminalisation of Sex Work) Bill 2018, dated 14 June 2019 consisting of two (2) pages	Full Release		
20	Email chain, last dated 17 September 2019 to Stuart McLean consisting of two (2) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information

				is unreasonable.
21	Email chain, last dated 16 September 2019 to Stuart McLean consisting of two (2) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
22	Email chain, last dated 31 May 2019 to Stuart McLean consisting of three (3) pages	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.
23	Email chain, last dated 17 May 2019 to Stuart McLean consisting of one (1) page	Part Release	Clause: 6(1)	The redacted text is the personal affairs of third parties other than Hon Tammy Franks MP. The redacted text relates to details such as names, email address, telephone numbers, and other identifying information. I am of the view, in all of the circumstances, that disclosure of such information is unreasonable.

CLAUSE FOR REFUSAL

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

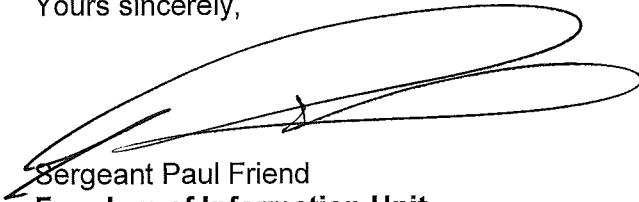
"A document is an exempt document if it contains matter the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)."

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-Log-Policy.pdf. If you disagree with publication, please advise the undersigned in writing by 22 November 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,



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

21st October 2019

