



SOUTH AUSTRALIA POLICE
KEEPING SA SAFE

Your Ref:
Our Ref: 20-0539
Enquiries:
Telephone: 7322 3347
Facsimile: 7322 4180

Ms Alison Sandy
Seven Network Limited
GPO Box 604
BRISBANE QLD 4001

Dear Ms Sandy

Re: Application for access to South Australia Police (SAPOL) records

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

"I'm seeking documents each year, since 1 January 2018, relating to drug driving tests including:

- 1. The number of roadside drug tests last year and this year to date including their location*
- 2. The number of times a positive reading has been returned from a roadside drug tests and breakdown of the types of drugs detected for the same time periods.*
- 3. The number and value of fines issued for point 2.*
- 4. Any issues with the accuracy of the drug tests.*
- 5. Correspondence relating to more drug test capacity*
- 6. The top 5 highest fine recipients in 2019 including their age, gender, postcode..."*

In relation to Part One of your request

"...1. The number of roadside drug tests last year and this year to date including their location..."

It is determined to **release in full** the number of roadside drug screen tests conducted by all SAPOL Local Service Areas (LSA) in 2018 calendar year and 2019 up to 31 August 2019. This data is represented in a table below and was accurate as of 1 October 2019.

DRUG SCREENING TESTS		
LOCALITY	2018	2019 (To 31/8/19)
BAROSSA LSA	1189	1104
EASTERN DISTRICT	6256	5179
EYRE WESTERN LSA	2518	1047
FAR NORTH LSA	2123	1797
HILLS FLEURIEU LSA	3688	2539
LIMESTONE COAST LSA	2239	1598
MURRAY MALLEE LSA	6366	3739
NORTHERN DISTRICT	7041	3887
SOUTHERN DISTRICT	7934	4288
WESTERN DISTRICT	9575	6002
YORKE MID NORTH LSA	2453	1916
TOTAL	51382	33096

In relation to Part Two of your request

“...2. The number of times a positive reading has been returned from a roadside drug tests and breakdown of the types of drugs detected for the same time periods...”

It is determined to **release in full** the number of times a confirmed positive roadside drug tests including the types of drugs detected in 2018 calendar year and 2019 up to 31 August 2019. This data is represented in a table below and was accurate as of 1 October 2019.

CONFIRMED DRUG POSITIVES

	2018	Amphetamine	Amphetamine and Ecstasy	Amphetamine and THC	Amphetamine, Ecstasy and THC	Ecstasy	Ecstasy and THC	THC	TOTAL
TOTAL		3541	53	1186	16	38	25	1203	6062
	2019 to- 31/8/19	Amphetamine	Amphetamine and Ecstasy	Amphetamine and THC	Amphetamine, Ecstasy and THC	Ecstasy	Ecstasy and THC	THC	TOTAL
TOTAL		2323	67	818	26	39	33	712	4018

In relation to Part Three of your request

“...3. The number and value of fines issued for point 2...”

It is determined to **refuse access** to this data pursuant to s20(1)(b) of the Freedom of Information Act 1991 which relevantly states:-

“An agency may refuse access to a document if it is a document that is available for inspection at that or some other agency (whether as part of a public register or otherwise) in accordance with Part 2, or in accordance with a legislative instrument other than this Act, whether or not inspection of the document is subject to a fee or charge;”

Please note that as of July 2014 Expiation Notice Data sets have been published on SA Government Open Data website.

Data that falls within the scope of your request is published and can be found at <https://data.sa.gov.au/data/dataset/expiation-notice-system-data>. This link shows expiation data listed in financial years along with a document titled “PD320A Expiable Offences and Fees”.

The PD320A Expiable Offences and Fees provides a list of traffic related expiable offences, offence codes and fees. Drug Driving related offences are specifically listed as offence codes A741 to A743, A877 to A884 and A893 to A896.

On perusal of the Expiation Notice Data Sets for each listed year you will see that *Column I* identifies the offence code and *Column J* identifies the long description offence. The fine amounts are listed in *Column K, L and O*.

In relation to Part Four of your request

“...4. Any issues with the accuracy of the drug tests...”

I am advised there are **no documents** that fall within the scope of this part of your request.

In relation to Part Five of your request

“...5. Correspondence relating to more drug test capacity...”

I am advised there are **no documents** that fall within the scope of this part of your request.

In relation to Part Six of your request

“...6. The top 5 highest fine recipients in 2019 including their age, gender, postcode...”

It is determined to **release in full** the data which identifies individuals who have been issued with more than one drug driving offence in 2019 to 1 October 2019. This data is represented in a table below and was correct as at 30 October 2019.

Please note that in relation to this part of your request the *subject unique ID* is assigned to each person who is issued an expiation notice. However, if a single person provides a

false name or different date of birth on one or more expiation notice, they will be assigned a different *subject unique ID* number, despite the fact that they may be the same person.

Calendar Year	Subject Unique ID	Total Notice	Age (At Offence)	Gender	Post Code
2019	1570477	2	45	Male	5268
2019	1885487	2	36	Male	5107

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 1 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,



Sergeant Paul Friend
FREEDOM OF INFORMATION UNIT
(Accredited Freedom of Information Officer)

31st October 2019