



SOUTH AUSTRALIA POLICE
KEEPING SA SAFE

Your Ref:
Our Ref: 22/1067
Enquiries:
Telephone: 7322 3347
Facsimile: 7322 4180

Ms Alison Sandy
Seven Network
GPO Box 604
BRISBANE
QLD 4001

Email: asandy@seven.com.au

Dear Ms Sandy

Re: Freedom of Information Act application

Pursuant to the *Freedom of Information Act 1991* ("FOI Act") you have sought access to:

"...The number and value of speeding fines issued by fixed digital speed cameras, including Point to Point cameras (please differentiate) and by Police, according to the offender's postcode, for the past two financial years respectively (2019/20 and 2020/21). Please provide a list of the top 10 highest speeds recorded on speed cameras for calendar year 2021, along with the postcode, age, gender of offender and how far over the limit they were going. If figures aren't completed for the financial year, please substitute for the past two calendar years (2020/21 so far).

Please include related AV material, eg. CCTV/audio/video footage/photos in relation to the top 10. Please exclude duplicates, documents that have already been publicly released, media reports/article/statements and any correspondence with media. I consent to edited copies of documents/video with exempt material redacted/pixilated. Please note, I do not consent to documents or information in documents being deemed irrelevant without consultation."

In email correspondence between us on 20 December 2021 the scope of your application for information was varied to (variation underlined):

"...The number and value of speeding fines issued by fixed digital speed cameras, including Point to Point cameras (please differentiate) and by Police, according to the offender's postcode, for the past two financial years respectively (2019/20 and 2020/21). Please provide a list of the top 10 highest speeds recorded on speed cameras for calendar year 2021, where SAPOL can identify the offenders postcode, age, gender of offender and how far over the limit they were going. If figures aren't completed for the financial year, please substitute for the past two calendar years (2020/21 so far).

Please include related AV material, eg. CCTV/audio/video footage/photos in relation to the top 10. Please exclude duplicates, documents that have already been publicly released, media reports/article/statements and any correspondence with media. I consent to edited copies of documents/video with exempt material redacted/pixilated. Please note, I do not consent to documents or information in documents being deemed irrelevant without consultation."

In relation to the following part of your request:

“The number and value of speeding fines issued by fixed digital speed cameras, including Point to Point cameras (please differentiate) and by Police, according to the offender’s postcode, for the past two financial years respectively (2019/20 and 2020/21)”

It is determined to release the data in full. The data was correct as at 7 December 2021.

In relation to the following part of your request:

Please provide a list of the top 10 highest speeds recorded on speed cameras for calendar year 2021, where SAPOL can identify the offender’s postcode, age, gender of offender and how far over the limit they were going. If figures aren’t completed for the financial year, please substitute for the past two calendar years (2020/21 so far).

It is determined to release the data in full. The data was correct as at 7 December 2021

In relation to the following part of your request:

Please include related AV material, eg. CCTV/audio/video footage/photos in relation to the top 10.

It is determined to release three images relating to the single speed detection occurring on 12 May 2021, however the vehicle registration number has been redacted as I believe that it would be unreasonable to release that information because it would disclose the personal affairs of another (Schedule 1, Clause 6(1) of the FOI Act).

It is determined to refuse access to the detection images from the remaining nine detections because the alleged offences are still pending and the alleged offenders are open to prosecution. The images within scope are exhibits used in the court process to prosecute the alleged offenders. In my view it would be unreasonable to release those documents as they contain allegations of criminal conduct the truth of which has not yet been established by the judicial process (Schedule 1, Clause 6(2) of the FOI Act).

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.”

Disclosure log

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 29 November 2021.

Your rights to review

If you are dissatisfied with this determination 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 (calendar) days after you receive this letter with a fee of \$38.25 if applicable.

Yours sincerely,



Senior Sergeant First Class Mark Wright
Freedom of Information Unit
(Accredited Freedom of Information Officer)

21 January 2022

