



Government of South Australia
Department for Infrastructure
and Transport



Hon Leon Bignell MP
Parliament House
North Terrace
ADELAIDE SA 5000

OFFICE OF THE CHIEF
EXECUTIVE

50 Flinders Street
Adelaide SA 5000

GPO Box 1533
ADELAIDE SA 5001

Telephone: 08 834 72322
Facsimile: 08 8204 8740

ABN 92 366 208 135

Via email address: Mawson@parliament.sa.gov.au

Dear Mr Bignell

FREEDOM OF INFORMATION INTERNAL REVIEW

I refer to your application for internal review made under the *Freedom of Information Act 1991* ('the Act') which was received by the Department for Infrastructure and Transport on 22 February 2022.

You have requested access to the following:

"Copies of all correspondence and briefings between the Minister for Infrastructure and Transport's office and the Department for Infrastructure and Transport regarding cleaning up rubbish on the Southern Expressway"

Date Range: 1/4/2018 to 15/9/2021".

The 30 day period for processing your original application received 15 September 2021 has now passed. A determination was due on 15 October 2021. This means that the department is deemed by section 19(2)(b) of the Act to have refused access to the documents requested.

I have reviewed the deemed status of your original application and am varying the determination.

There are five documents within the scope of your request. I have determined to partially release these documents in accordance with Section 20(1)(a); and Clauses 6(1) and 9(1) of Schedule 1 of the Act which states:

20—Refusal of access

- (1) An agency may refuse access to a document—
 - (a) if it is an exempt document; or

6—Documents affecting personal affairs

- (1) *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).*

9—Internal working documents

- (1) *A document is an exempt document if it contains matter—*
- (a) *that relates to—*
- (i) *any opinion, advice or recommendation that has been obtained, prepared or recorded, or*
- (ii) *any consultation or deliberation that has taken place,*
- in the course of, or for the purpose of, the decision-making functions of the Government, a Minister or an agency; and*
- (b) *the disclosure of which would, on balance, be contrary to the public interest.*

Clause 6(1)

Documents 001-005 contain the personal information of third parties, the disclosure of which would involve the unreasonable disclosure of personal affairs. I therefore determine the information to be exempt from disclosure under clause 6(1) of Schedule 1 of the Act.

Clause 9(1)

Documents 003 and 005 contain opinions and advice prepared by the agency for the purpose of the decision-making functions of the Minister. These documents are considered exempt under clause 9(1)(a)(i) Schedule 1 of the Act.

In considering the grounds for exemption of information under clause 9, I have considered the public interest in disclosure or non-disclosure:

Factors in favour of release

- further the objects of the Act; and
- promote openness and accountability of the agency and its staff.

Factors against release

- enable the free and frank discussion of opinions and advice;
- ensure the effective conduct of government functions;
- draft documents are not complete works and do not contain, or have had applied, critical reviews and comments.

Upon weighing these factors I have determined, on balance, that it is contrary to the public interest to release the information.

Attached is an explanation of the provisions of the Act which details your rights to review this determination, and the process to be followed.

OFFICIAL

In accordance with 'Premier and Cabinet Circular PC045', if you are given access to documents as a result of this FOI application then details of your application, and the documents to which access is given, may be published in the agency's disclosure log within 90 days from the date of this determination. Any private information will be removed. If you have any objection to this publication, please contact us within 30 days of receiving this determination. A copy of PC045 can be found at <https://www.dpc.sa.gov.au/resources-and-publications/premier-and-cabinet-circulars>.

Should you have any enquiries concerning your application please contact [REDACTED] [REDACTED] Freedom of Information Officer on telephone [REDACTED]

Yours sincerely

[REDACTED]

PRINCIPAL OFFICER

9 March 2022

Released under the FOI Act 1997

FREEDOM OF INFORMATION ACT 1991
YOUR RIGHTS TO REVIEW

EXTERNAL REVIEW BY THE OMBUDSMAN

If the Agency does not deal with your Internal Review application within 14 calendar days (or you remain unhappy with the outcome of the Internal Review) you are entitled to an External Review by the Ombudsman SA.

You may also request an External Review by the Ombudsman if you have no right to an Internal Review. The application for review by the Ombudsman should be lodged within 30 days after the date of a determination. The Ombudsman's Office, at their discretion, may extend this time limit.

Investigations by the Ombudsman are free. Further information is available from the Office of the Ombudsman by telephone on 8226 8699 or toll free 1800 182 150 (within SA).

REVIEW BY THE SOUTH AUSTRALIAN CIVIL AND ADMINISTRATIVE TRIBUNAL (SACAT)

If you are still dissatisfied with the decision made by this Agency after an Internal Review or after a review by the Ombudsman, you can request a review from SACAT.

You must exercise your right of review to SACAT within 30 calendar days after being advised of the determination or the results of any other Internal or Ombudsman Review. Any costs will be determined by SACAT, where applicable. For more information, contact;

South Australian Civil and Administrative Tribunal (SACAT)
Phone: 1800 723 767
Email: sacat@sacat.sa.gov.au

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SCHEDULE OF DOCUMENTS - FREEDOM OF INFORMATION APPLICATION NUMBER 2021/15228/01					
Document Number	Description of Document	Date of Document	Author	Determination Release / Partial Release / Refuse Access	Schedule Clause Applied
001	Email 11.45am	2/07/2021	DIT	Partial	6(1)
002	Email 1.26pm	8/07/2021	DIT	Partial	6(1)
003	Email 12.47pm	9/08/2021	DIT	Partial	6(1), 9(1)
004	Email 11.16am	19/08/2021	DIT	Partial	6(1)
005	Minute	20/09/2021	DIT	Partial	6(1), 9(1)

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From: 6(1) Personal affairs
To: [DIT: Ministerial Correspondence](#)
Subject: Call back request - 6(1) Personal affairs
Date: Friday, 2 July 2021 11:44:40 AM

OFFICIAL

Good morning

We've had a call here from a man called 6(1) Personal affairs regarding rubbish on the Southern Expressway.

6(1) Personal says he's been travelling on the Expressway daily for the past week and is shocked by the amount of rubbish. He estimates it to be two to three shipping containers worth.

He says over the last two days he's noticed a truck picking up the rubbish. However, it's only stopping to pick up some of the rubbish and won't clean up all of it.

6(1) Personal has asked if the person who works in this area can give him a call so they can discuss his concerns.

Can I please be notified by return email when this has taken place and the content of the call?

Thank you.

Kind regards

6(1) Personal affairs
| Ministerial Liaison Officer
Office of the Hon. Corey Wingard MP
Minister for Infrastructure and Transport
Minister for Recreation, Sport and Racing
Member for Gibson

6(1) Personal affairs
GPO Box 668 | ADELAIDE SA 5001 | DX450
Level 11 | 10 Franklin Street | ADELAIDE SA 5000

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From: [DIT:Ministerial Correspondence](#)
To: 6(1) Personal affairs
Cc: [DIT:Wingard Correspondence](#)
Subject: RE: Call back request - 6(1) Personal affairs
Date: Thursday, 8 July 2021 1:26:00 PM
Attachments: [Minister Request - 81612 - Rubbish on Southern Expressway - Reco...doc](#)
[image001.gif](#)
[image002.gif](#)
[image003.gif](#)

OFFICIAL

Hi ^{6(1) Personal affa}

Record of conversation attached.

Regards

Ministerial and Briefings Coordinator
Public Affairs
Department for Infrastructure and Transport

Level 7, 50 Flinders Street, Adelaide SA 5000 • GPO Box 1533, Adelaide SA 5001 • DX 171 •
www.dit.sa.gov.au



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We acknowledge and respect Aboriginal peoples as South Australia's first peoples and nations, we recognise Aboriginal peoples as traditional owners and occupants of land and waters in South Australia and that their spiritual, social, cultural and economic practices come from their tradition of lands and waters; and they maintain their cultural and heritage beliefs, languages and laws which are of ongoing importance; We pay our respects to their ancestors and to their Elders.

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From: 6(1) Personal affairs (DIT)
Sent: Friday, 2 July 2021 11:45 AM
To: DIT:Ministerial Correspondence <DIT.MinisterialCorrespondence@sa.gov.au>
Subject: Call back request 6(1) Personal affairs

OFFICIAL

Good morning

We've had a call here from a man called ^{6(1) Personal affairs} regarding rubbish on the Southern Expressway.

^{6(1) Personal affa} says he's been travelling on the Expressway daily for the past week and is shocked by the amount of rubbish. He estimates it to be two to three shipping containers worth.

He says over the last two days he's noticed a truck picking up the rubbish. However its only

Act 1997

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stopping to pick up some of the rubbish and won't clean up all of it.

6(1) Personal has asked if the person who works in this area can give him a call so they can discuss his concerns.

Can I please be notified by return email when this has taken place and the content of the call?

Thank you.

Kind regards

6(1) Personal affairs | Ministerial Liaison Officer

Office of the Hon. Corey Wingard MP

Minister for Infrastructure and Transport

Minister for Recreation, Sport and Racing

Member for Gibson

6(1) Personal affairs

GPO Box 668 | ADELAIDE SA 5001 | DX450

Level 11 | 10 Franklin Street | ADELAIDE SA 5000

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RECORD OF DISCUSSION

TO: DIT MINISTERIAL CORRESPONDENCE GROUP

Ministerial Number: MR81612

SUBJECT

Rubbish on the Southern Expressway

CUSTOMER DETAILS

Title: Mr First Name: 6(1) Personal affairs Last Name: Not Provided
Contact No: 6(1) Personal affairs
Date Contacted On: Friday 2 July 2021

RECORD OF DISCUSSION

Request
The Minister's Office received a call from 6(1) Personal affairs regarding rubbish on the Southern Expressway.
6(1) Personal aff stated he's been travelling on the Expressway daily for the past week and is shocked by the amount of rubbish. He estimates it to be two to three shipping containers worth. He says over the last two days he's noticed a truck picking up the rubbish. However it's only stopping to pick up some of the rubbish and won't clean up all of it.
6(1) Personal asked if the person who works in this area can give him a call so they can discuss his concerns.
The Minister's Office requested that the outcomes of the discussion be forwarded to them.
Response
DIT requested DM Roads (as the maintenance provider) to contact 6(1) Personal, this discussion was undertaken on Friday 2 July 2021 and DM Roads have advised:
'We have been in contact with 6(1) Personal to assure him that his complaint will be investigated. We also discussed that we do a fortnightly loop inspection in which we endeavour to maintain those areas and action immediately any issues which could potentially be a safety issue.
6(1) Personal was not able to give us a specific location causing concern, citing the whole of the expressway.
DM will continue to monitor this area within the regular loops. DIT will continue to monitor through regular audits.

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Director Road Maintenance

08 / 07 / 2021

From: [DIT:Ministerial Correspondence](#)
To: [DIT:Wingard Correspondence](#)
Subject: FW: 21MTR1588 - INFR210 - BIGNELL MP, Hon Leon - Member for Mawson - regarding rubbish along the Southern Expressway, Sellicks Beach - DUE DATE 10/08
Date: Monday, 9 August 2021 12:47:00 PM
Attachments: [Correspondence from the Hon. Leon Bignell MP.msg](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[DOCS AND FILES-#17409894-v2-21MTR1588-RESPONSE-Bignell MP- Rubbish along the Southern Expressway Sellicks Beach .DOCX](#)
[DOCS AND FILES-#17409898-v2-21MTR1588-MINUTE-Bignell MP- Rubbish along the Southern Expressway Sellicks Beach.DOC](#)

OFFICIAL: Sensitive

Good afternoon

Please find attached a response from the Department for your consideration.

Thank you

[Redacted]
 Ministerial Editor, Government Services
 Public Affairs Division
 Department for Infrastructure and Transport

[Redacted]
 Level 7, 50 Flinders Street Adelaide SA 5000 • PO Box 1533 Adelaide SA 5001 • DX 171 •
www.dit.sa.gov.au



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From: DIT:Wingard Correspondence
Sent: Thursday, 22 July 2021 3:07 PM
To: DIT:Ministerial Correspondence <DIT.MinisterialCorrespondence@sa.gov.au>
Subject: 21MTR1588 - INFR210 - BIGNELL MP, Hon Leon - Member for Mawson - regarding rubbish along the Southern Expressway, Sellicks Beach - DUE DATE 10/08

OFFICIAL: Sensitive

IMPORTANT: The attachment to this email is confidential correspondence to the Office of the Hon Corey Wingard and should not be shared outside the Department for Infrastructure and Transport.

Good afternoon

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Could you please provide a **briefing and draft response** for the Minister's consideration.

Due date: 10 August 2021

Kind Regards

Business Support Officer

Office of the Hon Corey Wingard MP

Minister for Infrastructure and Transport

Minister for Recreation, Sport and Racing

GPO Box 668 | ADELAIDE SA 5001 |

GPO Exchange | Level 11 | 10 Franklin Street | ADELAIDE SA 5000

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Gonzalez, Carmen (DIT)

From: Mawson EO <mawson@parliament.sa.gov.au>
Sent: Tuesday, 20 July 2021 11:32 AM
To: DIT:Minister Wingard
Subject: Correspondence from the Hon. Leon Bignell MP
Attachments: INFR210 Wingard Rubbish on expressway.pdf

Follow Up Flag: Follow up
Flag Status: Completed

Good morning

Please find attached correspondence from the Hon. Leon Bignell MP.

Kind regards


Hon Leon Bignell MP
State Member for Mawson
PO Box 726
McLAREN VALE SA 5171
Ph: 85565722

<https://www.facebook.com/bignellmp/>



Leon Bignell MP
State Member for MAWSON
Working hard for our area



PO Box 726, McLaren Vale SA 5171
Telephone 8556 5722
Email mawson@parliament.sa.gov.au

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Leon Bignell MP
State Member for MAWSON

Working hard for our area



PO Box 726, McLaren Vale SA 5171

Telephone 8556 5722

Email mawson@parliament.sa.gov.au

Hon Corey Wingard MP
Minister for Transport and Infrastructure
GPO Box 1533
ADELAIDE SA 5001

Dear Minister 

I have recently been contacted by a resident of Sellinks Beach regarding the excessive amount of rubbish on the Southern Expressway.

She would like to see the road and roadside cleared more often to ensure it remains safe to drive on and more pleasant to look at.

It is always off-putting when entering a town and seeing rubbish strewn across the roadway.

Can you please advise what resources the Department for Infrastructure and Transport and Repay SA put into cleaning the expressway and if more can be done to maintain it?

I would appreciate your advice for inclusion in my response.

Yours sincerely


Hon Leon Bignell MP
MEMBER FOR MAWSON

July 19 2021

Our Ref: INFR210

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2021/00139/01

#17409898



Government of South Australia

Department for Infrastructure and Transport

TO MINISTER FOR INFRASTRUCTURE AND TRANSPORT

FOR NOTING/APPROVAL

RE: 21MTR1588 – RUBBISH ON SOUTHERN EXPRESSWAY

Critical Date: N/A

Reason: N/A

RECOMMENDATION(S):

DIT'S Recommendation(s)	Initials	Minister's Response
That you consider the attached draft letter of response that has been approved by [redacted] [redacted] ADirector, Road Maintenance.	ME	Approved / Not Approved / Noted

Minister's Office use: Comments	
Comments:	<p>-----</p> <p>Hon Corey Wingard MP</p> <p>/ / 2021</p>

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ISSUE:

On 19 July 2021, Hon Leon Bignell MP, Member for Mawson, wrote to you on behalf of a constituent, regarding the excessive amount of rubbish on the Southern Expressway.

DISCUSSION:

9(1)(a)(i) Opinion or advice

RECOMMENDATION:

That you consider the attached draft letter of response

SENSITIVE: N/A

FINANCIAL IMPLICATIONS: N/A

MEDIA: N/A

LEGAL IMPLICATIONS: N/A

(approved)

A/DIRECTOR, ROAD MAINTENANCE

9/8/2021

Contact Officer:

Name
Position
Phone Number



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9(1)(a)(i) Opinion or advice

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Gonzalez, Carmen (DIT)

From: DIT:Wingard Correspondence
Sent: Thursday, 19 August 2021 11:16 AM
To: DIT:Ministerial Correspondence
Subject: 21MTR1790 - 54776104P/210808/LO - PICTON MP, Mr Chris - Member for Kaurua
- on behalf of ^{6(1) Personal affairs} - regarding litter along the Southern Expressway -
DUE DATE 07/09
Attachments: Letter from Chris Picton MP - Minister Wingard - ^{6(1) Personal affairs}

OFFICIAL: Sensitive

IMPORTANT: The attachment to this email is confidential correspondence to the Office of the Hon Corey Wingard and should not be shared outside the Department for Infrastructure and Transport.

Good morning

Could you please provide a **briefing and draft response** for the Minister's consideration.

Due date: 07 September 2021

Kind Regards

Business Support Officer
Office of the Hon Corey Wingard MP
Minister for Infrastructure and Transport
Minister for Recreation, Sport and Racing

GPO Box 668 | ADELAIDE SA 5001 |
GPO Exchange | Level 11 | 10 Franklin Street | ADELAIDE SA 5000

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Chris Picton MP

Member for Kaurna

Phone 08 8327 0900 | chrispicton.com.au | [Facebook.com/PictonLabor](https://www.facebook.com/PictonLabor) | [Twitter @PictonChris](https://twitter.com/PictonChris)



The Hon. Corey Wingard MP
Minister for Infrastructure and Transport
MinisterWingard@sa.gov.au

Ref: 54776104P/210808 / LO

16 August 2021

Dear Minister,

I write to you on behalf of **6(1) Personal affairs**, regarding his concerns in relation to litter along the Southern Expressway creating a hazard for road users.

6(1) Personal affairs

is concerned that litter along the Southern Expressway increases the risk of a motor vehicle accident.

6(1) Personal affairs

states that he frequents the Southern Expressway, and often sees abandoned car parts, general litter, and overgrown weeds.

He believes that, given the volume of traffic travelling at high speeds along the Southern Expressway, more should be done to eliminate waste that poses a potential hazard.

As such, **6(1) Personal affairs** would like to know how frequently the Southern Expressway is cleaned, and if existing litter can be investigated and cleared.

I trust that you will take **6(1) Personal affairs** concerns into consideration and provide a response in due course. I look forward to your reply.

Yours sincerely,



Chris Picton MP

Member for Kaurna

6(1) Personal affairs

2021/00139/01
#17534026



Government of South Australia
Department for Infrastructure
and Transport

**TO MINISTER FOR INFRASTRUCTURE AND TRANSPORT
FOR NOTING/APPROVAL**

RE: 21MTR1790 – LITTER ALONG THE SOUTHERN EXPRESSWAY

Critical Date: N/A

Reason: N/A

RECOMMENDATION(S):

DIT'S Recommendation(s)	Initials	Minister's Response
It is recommended that you consider the attached draft letter of response to Mr Chris Picton MP, Member for Kaurna, regarding the management of litter on the Southern Expressway.	ML	Approved / Not Approved / Noted

Minister's Office use: Comments	
Comments:	<p>-----</p> <p>Hon Corey Wingard MP</p> <p>/ / 2021</p>

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ISSUE:

On 16 August 2021, Mr Chris Picton MP, Member for Kaurna, wrote to you on behalf of **6(1) Personal affairs** regarding litter on the Southern Expressway.

DISCUSSION:

9(1)(a)(i) Opinion or advice

SENSITIVE: N/A

FINANCIAL IMPLICATIONS: No

MEDIA: N/A

LEGAL IMPLICATIONS: N/A

(approved)

DIRECTOR, ROAD MAINTENANCE

20/08/2021

Contact Officer:

Name

Position

Phone Number

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9(1)(a)(i) Opinion or advice

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