

Thomson, Le-Anne (LandscapeSA)

From: Thomson, Le-Anne (LandscapeSA)
Sent: Wednesday, 27 March 2024 2:55 PM
To: Removed for Disclosure Log
Subject: Notice of determination - Freedom of Information request
Attachments: F-240004 determination letter.pdf; 1 F-240004 Document schedule.pdf; 2 F-240004 Released documents.pdf; 3 F-240004 Determination Internal review application form.pdf

OFFICIAL

Dear Removed for Disclosure Log

Please find attached the Notice of Determination for your request to access documents in accordance with the *Freedom of Information Act 1991*. Please note an invoice for fees associated with the processing of this application will be forwarded separately to avoid further delay.

Thanks

Le-Anne Thomson (she/her)
Manager Business Services | Accredited Freedom of Information Officer
Limestone Coast Landscape Board

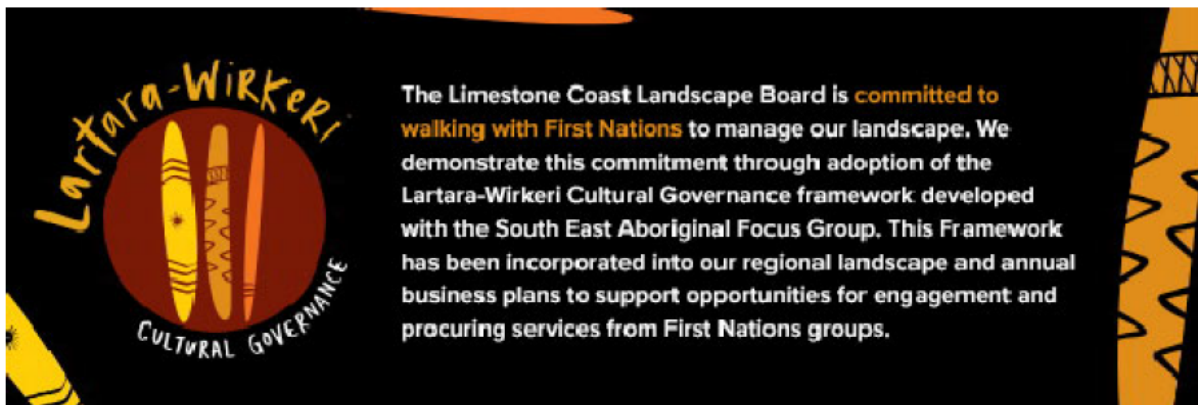
Removed for Disclosure Log

11 Helen Street Mount Gambier 5290 (PO Box 1453)



landscape.sa.gov.au/lc

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Limestone Coast Landscape Board

11 Helen Street
Mount Gambier SA 5290

PO Box 1453
Mount Gambier SA 5290

Tel (08) 8429 7550

lc.landscapeboard@sa.gov.au
www.landscape.sa.gov.au/lc

Removed for Disclosure Log

Sent via email to: Removed for Disclosure Log

Dear Removed for Disclosure Log

Notice of determination – request for access to documents under the *Freedom of Information Act 1991*

I refer to your application made under the *Freedom of Information Act 1991* (the Act) received by the Limestone Coast Landscape Board on 20 February 2023, seeking access to:

1. *Video footage for flights operating over the southeast of South Australia on 26 October 2023 and 29 October 2023*
2. *Documents evidencing the funding arrangements in respect of the deer eradication program on the Limestone Coast for the year 2023 (not including email communications in relation to such funding)*
3. *Documents regarding the Feral Deer Control Economic Analysis, particularly regarding who came up with the scope and who was involved in the engagement (not including email communications)*
4. *Documents regarding the 1080 poison being used for possible deer eradication (not including email communications)*

I acknowledge that the 30 day period for processing your application has now passed, which means that the Limestone Coast Landscape Board is deemed by section 19(2)(b) of the Act to have refused access to the documents requested. In accordance with section 19(2a), the Limestone Coast Landscape Board has proceeded to make a determination outside this timeframe.

The Limestone Coast Landscape Board holds 5 documents within scope of your request, as per the attached document schedule. As the agency's Accredited FOI Officer, I have determined to grant you full access to 2 documents, partial access to 1 documents and refuse access to 2 documents.

Full Access

The following documents have been provided in full.

Document 1 – PIRSA invoice for aerial deer control dated 28 November 2023

Document 2 – Statewide budget and projection dated 29 May 2023

Information has been removed from Document 2 that is outside the scope of your request.

Partial Access

Section 20(4) of the Act provides that if it is practicable to give access to a copy of a document with exempt matter deleted, and it appears that the applicant would wish to be given such a copy, the agency must give access to a copy of the document to this limited extent.

I have determined to grant you partial access to one document and to refuse you access to the parts of the documents I consider to be exempt. The reasons I have refused access to certain parts of the document are explained in detail below.

Document 3 – 2023/24 Aerial Shooting Schedule dated 22 May 2023

The information removed from the above document is pursuant to Clause 4(1)(a) and Clause 6(1) of Schedule 1 of the Act.

Clause 4(1)(a) states:

“4 – Documents affecting law enforcement and public safety

(1) A document is an exempt document if it contains matter the disclosure of which could reasonably be expected –

(a) To endanger the life or physical safety of any person;”

The information removed contains the business name of a third party. There is a reasonable risk that disclosure of this information would interfere with their ability to undertake the destruction or control of pest animal species. Due to the ongoing interest in this matter, I am of the opinion that disclosure of the business name would pose a danger to the physical safety of that business’s employees.

Clause 6(1) states:

“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).”

The information removed consists of the signatures of Limestone Coast Landscape Board employees. It is considered that disclosure of this information would be an unreasonable intrusion in the privacy rights of the individuals concerned.

There is no public interest obligation in meeting the Clause 4(1)(a) and Clause 6(1) exemptions.

Information has also been removed from Document 3 that is outside the scope of your request.

Refused Access

Section 20(1) of the Act provides that an agency may refuse access to a document if it is an exempt document under the Act. The documents I am refusing access to and the reasons for the refusal are explained in detail below.

Document 4 Economic Analysis with markup dated 3 March 2022

Access to Document 4 is refused pursuant to section 8(1) of Schedule 1 of the Act.

Clause 8(1) states:

“8 – Documents affecting the conduct of research

(1) A document is an exempt document if it contains matter –

(a) that relates to the purpose or results of research (other than public opinion polling that does not relate directly to a contract or other commercial transaction that is still being negotiated), including research that is yet to be commenced or yet to be completed; and

(b) the disclosure of which –

- (i) *could reasonably be expected to have an adverse effect on the agency or other person by or on whose behalf the research is being, or is intended to be, carried out; and*
- (ii) *would, on balance, be contrary to the public interest."*

Document 4 is a draft report relating to the results of research and, as a draft, may contain errors. There is a reasonable expectation that disclosure may result in misuse of erroneous information, as evidenced by recent incidents of individuals spreading misinformation via social and traditional media regarding the control of declared pest species. While there may be a public interest in understanding how a final report was arrived at, this is outweighed by the public need to receive reliable Government information that has been reviewed and evidenced by sound research methods prior to publication.

Document 5 – Economic analysis quote and proposal dated 13 May 2021

Access to this document is refused pursuant to Clause 7(1)(b) of Schedule 1 of the Act.

Clause 7(1)(b) states:

"7 – Documents affecting business 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)."*
 - (b) *if it contains matter –*
 - (i) *consisting of information (other than trade secrets) that has a commercial value to any agency or any other person; and*
 - (ii) *the disclosure of which –*
 - (A) *could reasonably be expected to destroy or diminish the commercial value of the information; and*
 - (B) *would, on balance, be contrary to the public interest;"*

Document 1 contains proposed methodologies, in some detail, for undertaking an economic analysis. This information holds proprietary value to the contractor who prepared the proposal and there is a reasonable expectation that this value would be diminished if the information was made public.

Disclosure of the information is contrary to the public interest because contractors provide such information in confidence, and disclosure may lead to future quotes lacking in sufficient detail for agencies to assess whether they represent value for money, thus damaging the integrity of public procurement processes.

FEES AND CHARGES

Section 53 of the Act provides that fees and charges may apply for the cost of finding, sorting and compiling documents, and undertaking consultations required by the Act. The applicable fee for your request is \$231.00 in accordance with section 53 and the *Freedom of Information (Fees) Notice 2023*. An invoice for payment will be forwarded to you separately.

FURTHER INFORMATION

If you are unhappy with this determination you are entitled to apply for an internal review in accordance with section 29 of the Act. To make an internal review application, please send the attached form entitled *Internal Review Application Form* to the Principal Officer Mr Steve Bourne, within 30 calendar days after you receive this letter. Should you submit an application for an Internal Review, an application fee of \$40.75 will apply.

Premier and Cabinet Circular PC045 requires details of your FOI application, and the documents to which you are given access, to be published in the agency's disclosure log. A copy of PC045 can be found at <https://www.dpc.sa.gov.au/resources-and-publications/premier-and-cabinet-circulars>.

Should you require any further information please contact me on telephone (08) 8429 7550 or email lc.landscapeboard@sa.gov.au.

Yours sincerely

Removed for Disclosure Log

Le-Anne Thomson
Accredited FOI Officer
Limestone Coast Landscape Board

Encs:

1. Document schedule
2. Released documents
3. Internal review application form

Freedom of information

Document schedule



FOI application	F240004
Applicant name	Removed for Disclosure Log

Seeking access to:

1. Video footage for flights operating over the southeast of South Australia on 26 October 2023 and 29 October 2023
2. Documents evidencing the funding arrangements in respect of the deer eradication program on the Limestone Coast for the year 2023 (not including email communications in relation to such funding)
3. Documents regarding the Feral Deer Control Economic Analysis, particularly regarding who came up with the scope and who was involved in the engagement (not including email communications)
4. Documents regarding the 1080 poison being used for possible deer eradication (not including email communications)

Doc no	Brief description	Date	Full access	Part or refused access	Other
1	PIRSA invoice for aerial deer control	28 November 2023	Yes		
2	Statewide budget and projection	29 May 2023	Yes		
3	2023/24 Aerial Shooting Schedule	22 May 2023		Partial	
4	Economic Analysis draft with markup	3 March 2022		Refused	
5	Economic Analysis quote and proposal	13 May 2021		Refused	

Customer ID: P61466
Invoice ID: 002+03042
Invoice Date: 28/11/2023

Document 1



Government of South Australia
Department of Primary Industries
and Regions

Tax Invoice

Animal Health

Tel: (08) 8429 0869
Fax: (08) 8207 7909

LIMESTONE COAST LANDSCAPE
BOARD
PO BOX 1046
MOUNT GAMBIER SA 5290

ABN: 53 763 159 658

ATTN: JACOB GILMOUR

Qty	Description	Unit Price (exc GST)	GST*	Total (inc GST)
1	Aerial Control Operation Harbour, Thermal Assisted Aerial Control Customer email: Removed for Disclosure Log	154,117.78	15,411.78	169,529.56

Terms of Payment - 30 DAYS FROM INVOICE DATE

GST Total	Total (inc GST)
\$15,411.78	\$169,529.56

* Tax Amounts > 0 indicate taxable supply

Shared Services SA

Accounts Receivable
Shared Services SA

GPO Box 11028
Adelaide SA 5001

Telephone: (08) 8462 1333 (Press 3)
Facsimile: (08) 8124 9833

ARRRecepting@sharedservices.sa.gov.au

LIMESTONE COAST LANDSCAPE

Customer ID: P61466

Invoice ID: 002+03042

Total Payable: \$169,529.56

Due Date: 28/12/2023

Customer ID: P61466
Invoice ID: 002+03042
Invoice Date: 28/11/2023



Government of South Australia
Department of Primary Industries
and Regions

Payment Options



Government of South Australia
Department of Primary Industries
and Regions

Internet

Visit PIRSA Payments Plus at www.pir.sa.gov.au/pplus and use the Quick Pay facilities to:

- ➔ Make a secure online payment of specific invoices using your credit card (VISA or MasterCard only), or
 - ➔ Advise of EFT remittances you have made.
- Or, by registering, you will be able to:
- ➔ Review invoices, payments and get an up-to-date statement,
 - ➔ Review the history of your account with a running balance,
 - ➔ Select outstanding invoices and make a secure payment online,
 - ➔ And, much more.

By Mail

Mail the bottom portion of this page with your cheque or money order (payable to PIRSA) to:
Shared Services SA, GPO Box 11028, ADELAIDE SA 5001
Do NOT send cash.



Billor ID: *2832
Ref 1: 4848504303042 5
Ref 2: 328061466 4
Ref 3: 01483232 3

In Person

Pay in person at any Post Office.



Billor ID: *2832
Ref 1: 48485043030425
Ref 2: 3280614664
Ref 3: 014832323

In Person

Pay this invoice at any Service SA customer service centre/ rural agent with cash, cheque or money order (payable to Service SA), or credit card (VISA or Mastercard).

Total Amount Payable \$169,529.56

Credit Cards Accepted



Billor Code: 121384
Ref: 7900000241030424

Telephone & Internet Banking – BPAY®

Contact your bank or financial institution to make this payment from your cheque, savings, debit, credit card or transaction account. More info: www.bpay.com.au

Payment can be made:

- via www.pir.sa.gov.au/pplus
- by mail to PIRSA
- at Post Offices
- at branches of Service SA

Depending on where you pay,

Payment can be made with:

- cash, cheque, money order (at Service SA or Post Office only)
- bank debit card
- Visa or MasterCard

Shared Services SA

Accounts Receivable
Shared Services SA

GPO Box 11028
Adelaide SA 5001

Telephone: (08) 8462 1333 (Press 3)
Facsimile: (08) 8124 9833

ARRRecepting@sharedservices.sa.gov.au



*2832 4848504303042 5 328061466 4 01483232 3

LIMESTONE COAST LANDSCAPE

Customer ID: P61466
Invoice ID: 002+03042
Total Payable: \$169,529.56
Due Date: 28/12/2023

FINANCIAL YEAR	EXPENDITURE	OPERATION BUDGET (000's)		TIME FRAME
22/23	22/23 - Starting FFA/PIRSA Budget: 1,100	Cost from PIRSA budget	Cash committed from external Budgets	Delivery dates
	SALARY & OVERHEADS			
	PIRSA Feral Deer Control Coordinator 22/23 (inc Overheads + Super etc)	116		
	Ammo	50		
	PIRSA Vehicle (Leaseplan)	10		
	Operating	10		
	AERIAL CULLING			
	Out of Scope			Out of Scope
	Limestone March-Apr 23 (3 wks)	250		March 15 - Apr 7
	Out of Scope			Out of Scope
23/34	PIRSA CARRYOVER			
	23/24 - Starting FFA/PIRSA Budget + Carryover: 712	Projected Cost from PIRSA budget (000's)	Committed from external Budgets (000's)	Delivery dates
	SALARY & OVERHEADS			
	PIRSA Feral Deer Control Coordinator 22/23 (inc Overheads + Super etc)	120		
	PIRSA Vehicle (Leaseplan)	10		
	Operating	10		
	AERIAL CULLING			
	Limestone Coast Aug 23 - Session 1 (2 wks) - Wattle Range	70	100 (SIF, TBC)	August 1 - 15, 2023
	Out of Scope			
	(Approx. 1 wk)	50	50 (LCLB)	October 15 - 25, 2023
Out of Scope			Out of Scope	
24/25	Out of Scope			Out of Scope
	Out of Scope			Out of Scope
25/26	Out of Scope			Out of Scope
	Out of Scope			Out of Scope

Spent
Committed
Pending / Requested

LCLB-D000197

TO: Steve Bourne, General Manager, Limestone Coast Landscape Board

RE: Limestone Coast 2023-24 aerial shooting schedule

THROUGH: N/A

RECOMMENDATIONS

That you:

1. Endorse the Limestone Coast 2023-24 aerial shooting schedule.

<p>Comments:</p>	<p style="color: red; font-size: small;">6 - Documents affecting personal affairs</p> <div style="background-color: #cccccc; width: 100%; height: 40px; margin-bottom: 10px;"></div> <p style="text-align: center;">Steve Bourne General Manager, Limestone Coast Landscape Board</p> <p style="text-align: center;">22 / 05 / 2023</p>
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2. Forward this briefing for endorsement to NPWS and PIRSA to endorse the schedule.

<p>Nick McIntyre Manager, NPWS Limestone Coast, Regional Operations</p>	<p>Endorsed / Not Endorsed</p>
	<p>Signed Date</p>
<p>Brad Page Principal Biosecurity Officer, Pest Animals PIRSA</p>	<p>Endorsed / Not Endorsed</p>
	<p>Signed Date</p>

BACKGROUND

During FY 22-23, LCLB collaborated across state departments to deliver a successful shooting program leading to the eradication of 2011 feral deer from the LC landscape. Over 136 private properties, forestry reserves and conservation parks were accessed through the program's autumn 2023 operation, which covered approximately 499,500 hectares of the Limestone Coast.

In accordance with the LC Landscape Board Deer Action Plan 2021 project deliverable #1, *increase the scale and intensity of lethal deer control*, the intention for the 2023-24 financial year is to increase the aerial shooting intensity across the region to 7 sessions with the support of project partners.

DISCUSSION

The below table with explanatory notes outlines the proposed aerial shooting schedule for the 2023-24 financial year.

Session (23-24)	Dates	Contractor	Funding Source	
			Levy	PIRSA
Session 1	1 to 15 August, 2023	PIRSA TAAC		\$100k
Session 2	11 to 15 September	DEW AMT	\$100k	
Session 3	15 to 25 October, 2023	PIRSA TAAC	\$50k	\$50k

Out of Scope

Out of Scope

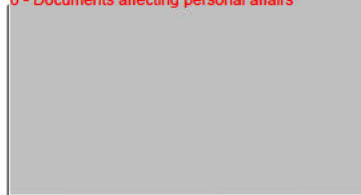
FINANCIAL IMPLICATIONS

- Uncertainty currently exists regarding NLP3 funding.
- Uncertainty exists whether Sheep Industry Funding (SIF) will be allocated in the 2023-24 financial year or 2024-25 financial year.

ATTACHMENTS

Nil

6 - Documents affecting personal affairs



Mike Stevens
Manager, Landscape Operations

6 - Documents affecting personal affairs



Bart Peters
Project Officer, Feral Deer

19/5/2023