



Government  
of South Australia

**Health**

Northern Adelaide  
Local Health Network

ABN 46 371 200 573  
Freedom of Information Office  
Lyell McEwin Hospital  
Haydown Road  
ELIZABETH VALE SA 5112  
Tel 61 08 8282 0395  
Email [Health.NALHNFOI@sa.gov.au](mailto:Health.NALHNFOI@sa.gov.au)

Our ref: 19FOI-0635

10 October 2019



Dear 

**Re: Freedom of Information - Notice of Determination**

I refer to your request under Section 13 of the *Freedom of Information Act 1991* (FOI Act) in which you sought a copy of:

*“all documents (including emails, registers, minutes, letters, documents, declarations, memos, etc) regarding the pecuniary or personal interest of the Chair or any Board Member of the NALHN Board (whether in a transitional or established role, or as part of the Board in a transitional or established capacity)”*

for the time period 1/3/19 – 13/8/19.

As you may be aware, S.33D of the *Health Care Act 2008* regulates governing board members' pecuniary and personal interests. In particular, S.33D(1) requires board members to disclose the nature of pecuniary and personal interests at meetings of the Board and S.33D(8) requires particulars of the disclosures to be recorded in the minutes of the meeting and in a register which must be reasonably available for inspection.

Twenty-two (22) documents were identified as falling within the scope of your request. These documents are described in the attached document schedule and can be summarised as follows:

- Email dated 24/5/19 to Board members seeking an update to the NALHN Governing Board Interests and Conflicts Disclosure Log
- Email responses from each of the seven (7) Board members (one Board member sent two email responses)
- Minutes of the NALHN Governing Board meeting held on 3 July
- Disclosure Registers dated January, May, June and July 2019
- Internal NALHN Governing Board Members Interests and Conflicts Disclosure Register running sheet.

I have today determined, under Section 23 of the FOI Act, to provide you with access to the emails to and from the Board members described as documents 1 – 9 in the attached schedule. With the exception of emails from Dr Roesler (documents 7 and 8), I am providing the emails in

full. The emails from Dr Roesler contain her personal mobile phone number, release of which would be an unreasonable disclosure of her personal affairs. I have therefore removed the mobile phone number in accordance with Clause 6(1) of Schedule 1 of the FOI Act. The email is otherwise unredacted. Clause 6 reads as follows:

*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 attachments to these emails (documents 1.1, 2.1, 4.1, 5.1, 6.1, 8.1 and 9.1) and documents 10-13 are copies of the register required to be kept and made available for inspection under Section 33D(8) of the *Health Care Act 2008*. In accordance with S.20(1)(b) of the FOI Act, I am refusing access to the register of interests and disclosures on the basis that the register is available for inspection under S.33D(8)(b) of the *Health Care Act 2008*. The register can be inspected by contacting the Board Secretariat by phone on (08) 8282 0471 or by email at [HealthNALHNBoardChair@sa.gov.au](mailto:HealthNALHNBoardChair@sa.gov.au).

Document 14 is the minutes of the NALHN Governing Board meeting of 3 July 2019. In accordance with Clause 8(7) of Schedule 3 of the *Health Care Act 2008*, governing board minutes must be published on a website accessible by the public at no charge. As a result and in accordance with S.20(1)(b) of the FOI Act, I am refusing access to the Board minutes on the basis that they are publicly available on the internet at <https://www.sahealth.sa.gov.au/wps/wcm/connect/Public+Content/SA+Health+Internet/About+us/Our+Local+Health+Networks/Northern+Adelaide+Local+Health+Network/>

Document 15 is the internal running sheet used to track communication with Board members regarding their interests and conflicts and I have determined that this can be released in full.

Please note, where access is given to non-personal information in accordance with the FOI Act, agencies are required to publish a summary of the application and the documents that have been released (with the exception of exempt information and the applicant's personal information) on the agency's website in the form of a disclosure log. The policy that authorises this is Cabinet Circular PC045.

If you are unhappy with this determination you are entitled to apply for an internal review in accordance with section 29 of the FOI Act. To make an internal review application, please either write a letter or send an internal review application form (available on-line at [www.archives.sa.gov.au](http://www.archives.sa.gov.au)) to the Chief Executive Officer of this agency, within 30 (calendar) days after you receive this letter.

If you have any further queries or require clarification on any of the above please telephone the Freedom of Information Office on: 8282 0395 or email [Health.NALHNFOI@sa.gov.au](mailto:Health.NALHNFOI@sa.gov.au)

Yours sincerely



Rebecca Horgan  
Freedom of Information Officer  
**NORTHERN ADELAIDE LOCAL HEALTH NETWORK**

19FOI-0635 – ██████████ – Board interests – document schedule

*All documents (including emails, registers, minutes, letters, documents, declarations, memos, etc) regarding the pecuniary or personal interest of the Chair or any Board Member of the NALHN Board (whether in a transitional or established role, or as part of the Board in a transitional or established capacity)*

Time period: 1/3/19 – 13/8/19

	document	attachment	determination
1.	Email dated 24/5/19 to NALHN Governing Board Members seeking an update to the Interests and Conflicts Disclosure Log	1.1 NALHN Governing Board Interests and Conflicts Disclosure Log as at January 2019.docx	1. Full release 1.1 Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
2.	Email response from Anne Burgess dated 25/5/19	2.1 NALHN Governing Board Interests and Conflicts Disclosure Log.docx	2. Full release 2.1 Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
3.	Email response from Frank Lampard dated 24/5/19		3. Full Release
4.	Email response from Mary Patertsos dated 25/5/19	4.1 NALHN Governing Board Interests and Conflicts Disclosure Log.docx	4. Full release 4.1 Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
5.	Email response from Robin Moore dated 27/5/19	5.1 NALHN Governing Board Interests and Conflicts Disclosure Log.docx	5. Full release 5.1 Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
6.	Email response from Ray Blight	6.1 NALHN Governing Board - Interests and Conflicts Disclosure Register RHB Edits.docx	6. Full release 6.1 Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
7.	Email response from Caroyln Roesler dated 28/5/19		7. Partial release – mobile phone number removed in accordance with Clause 6(1) of Schedule 1
8.	Email response from Caroyln Roesler	8.1 NALHN Governing Board Interests and Conflicts Disclosure Log.docx	8. Partial release – mobile phone number removed in accordance with Clause 6(1) of Schedule 1

			8.1 Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
9.	Email response from Linda South dated 27/5/19	9.1 NALHN Governing Board Interests and Conflicts Disclosure Log.docx	9. Full release 9.1 Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
10.	NALHN Governing Board – Interests and Disclosure Register January 2019		10. Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
11.	NALHN Governing Board – Interests and Disclosure Register May 2019		11. Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
12.	NALHN Governing Board – Interests and Disclosure Register June 2019		12. Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
13.	NALHN Governing Board – Interests and Disclosure Register July 2019		13. Refused under S.20(1)(b) – document available for inspection under S.33D(8)(b) of the <i>Health Care Act 2008</i>
14.	NALHN Governing Board minutes dated 3 July 2019		14. Refused under S.20(1)(b) – document published on the internet in accordance with Clause 8(7) of Schedule 3 of the <i>Health Care Act 2009</i>
15.	Internal NALHN Governing Board Members Interests and Conflicts Disclosure Register running sheet		15 Full release

Documents relating to this request are available by contacting

FOI Unit  
Northern Adelaide Local Health Network  
C/- Lyell McEwin Hospital  
Haydown Road  
ELIZABETH VALE SA 5112

Telephone: (08) 8282 0395

Email: [health.NALHNFOI@sa.gov.au](mailto:health.NALHNFOI@sa.gov.au)