



Our Ref: DECD17/48458  
Your Ref: 17-124

Freedom of Information Unit  
Customer Services and Business Support

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Mr John Gardner MP  
Member for Morialta  
163 St Bernards Road  
ROSTREVOR SA 5073

Dear Mr Gardner

**RE Freedom of Information - Determination**

I refer to your Freedom of Information (FOI) received by the Department for Education and Child Development (DECD) on 5 October 2017. As clarified with your office on 5 October 2017 you are requesting access to:

'A summary documents which shows -  
How many DECD schools are currently enforcing capacity  
management plans?  
How many in September 2016, 2015 and 2014?'

The FOI Unit spoke with your office on 3 November 2017 and your office confirmed that you would accept a summary document broken down by year.

Searches have been conducted for information in relation to your request. One document has been located that has been identified as matching the scope of your application. I have considered the document with reference to the *Freedom of Information Act, 1991* (the Act) and have determined to release the document to you in full. I wish to advise that there were no capacity management plans in 2014.

No costs have been levied for processing of your application as they are within the threshold prescribed by the Fees and Charges Regulations allowed for Members of Parliament.

If you are dissatisfied with this determination you have a legal right of review as outlined in the attached document.

In accordance with the requirements of Premier and Cabinet Circular PC045, details of your FOI application, notice of determination and the document to which you are given access, will be published in the agency's 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>.

Should you require further information or clarification on this matter, please contact me on telephone 8226 3231.

Yours sincerely



Chrissie Argitis  
**ACCREDITED FREEDOM OF INFORMATION OFFICER**

6 November 2017

# YOUR RIGHTS TO REVIEW

## 1. INTERNAL REVIEW

Under S.29 and S.38 of the Freedom of Information Act (SA) 1991, if you are dissatisfied or “aggrieved” with certain decisions or “determinations” of an agency (regarding access to documents or amendment of records) you can apply to the agency concerned for an internal review of its determination.

To apply for an internal review of a determination you must write a letter addressed to the Principal Officer or lodge an internal review application form with the same agency which made the original determination. The application must be accompanied by the appropriate fee (if applicable). The application should be lodged within 30 days of the original determination.

There is no right to an internal review of a determination made by a Minister or Principal Officer of an agency.

## 2. INVESTIGATION BY THE OMBUDSMAN/POLICE COMPLAINTS AUTHORITY

If, after an internal review has been completed, you are still dissatisfied with the agency's determination you can request an external review of the determination by the Ombudsman. The Ombudsman is empowered to investigate the conduct of any person or body in relation to a determination made by an agency under this Act.

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 of the date of a determination.

Requests to the Ombudsman must be in writing. An application form is not required. Investigations by the Ombudsman are free. Further information is available from the Office of the Ombudsman.

## 3. REVIEW BY SOUTH AUSTRALIAN CIVIL AND ADMINISTRATIVE TRIBUNAL (SACAT)

You have a right to apply for a review by SACAT if you are unhappy with:

- a determination not subject to Internal Review
- an Internal Review determination, or
- the outcome of a review by the Ombudsman SA or the Police Ombudsman.

You must exercise your right of review with SACAT within 30 calendar days after being advised of the above types of determinations or the results of a review.

Any costs will be determined by SACAT, where applicable.

For more information contact:

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

**CURRENT CAPACITY MANAGEMENT PLAN (CMP'S)**

October 2017

School Name	Strategy	Status	
		Initial CMP	Reviewed CMP
Adelaide HS	CMP	Approved 23/7/15	
Linden Park PS	CMP	Approved 22/10/15	Updated 1/9/16
Glenunga International HS	CMP	Approved 14/1/16	
Mark Oliphant College	CMP	Approved 7/4/16	
Mawson Lakes School	CMP	Approved 28/7/16	Updated 11/4/17
Rose Park PS	CMP	Approved 1/9/16	Updated 11/7/17
Burnside PS	CMP	Approved 29/9/16	CMP Review in process of being finalised
East Marden PS	CMP	Approved 23/2/17	
Felixstow Community School	CMP	Approved 20/6/17	
Paringa Park PS	CMP	Approved 4/10/17	
Glenelg PS	CMP	Approved 19/9/17	
Walkerville PS	CMP	Approved 4/10/17	