Government of South Australia

Administration of the *Freedom of Information Act 1991*

2025-26 Annual Report

Administration of the *Freedom of Information Act 1991*

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To:

Hon Kyam Maher MLC

Deputy Premier
Minister for Aboriginal Affairs
Attorney-General
Minister for Industrial Relations and Public Sector
Special Minister of State

This annual report will be presented to Parliament to meet the statutory reporting requirements of the *Freedom of Information Act 1991* (FOI Act) and the requirements of Premier and Cabinet Circular *PC013 Annual Reporting*.

This is the thirty fifth freedom of information annual report to be tabled in Parliament since the commencement of the FOI Act in January 1992.

This report is verified to be accurate for the purposes of annual reporting to the Parliament of South Australia.

Submitted on behalf of State Records of South Australia on the Administration of the FOI Act by:

Stephanie Coleman
Director, State Records of South Australia

Date 30 September 2026 Signature 

From the Attorney General

This report provides an overview on the administration of the *Freedom of Information Act 1991* (FOI Act) and details FOI application data for the 2025-26 financial year, as reported by agencies subject to the FOI Act. Agencies include South Australian state and local government agencies and universities.

This year agencies reported receiving 16,225 FOI applications, a 5% increase on FOI applications received in 2024-25 and, for the fourth year in a row, a record in applications received in South Australia. This is attributed to another increase in applications for personal information, 1,252 more than last year.

Applications for non-personal information, which are often more complex and time consuming, decreased for the third year in a row, this year by 19%. This result was largely influenced by a 50% reduction in applications submitted by Members of Parliament (MPs). Statistics show MP applications often drop significantly during an election year.

72% of all applications were determined within legislated timeframes, a reduction on last year's 80%. Additionally, formal extensions of time reduced by 44%, internal reviews increased by 31% and the rates of information release has seen partially released information increase and fully released information decrease.

Many agencies reported applicants using artificial intelligence (AI) to draft applications and review determinations received. Application scopes drafted by AI regularly required FOI officers to spend considerable time assessing the validity of applications and resulted in the need to seek clarify or narrow complex scopes, putting additional pressure on staff.

I thank the agency staff, in particular those designated as Accredited FOI Officers and other FOI support staff, as they continue to assist and serve the community by providing access to government information.

Hon Kyam Maher MLC
Attorney-General

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Overview: *Freedom of Information Act 1991*

Objects

The objects of the FOI Act include a responsibility to:

- promote openness in government and accountability of Ministers and other agencies and thereby enhance respect for the law and further good government in South Australia, and
- facilitate more effective participation by members of the public in the processes involved in the making and administration of laws and policies.

This is achieved by:

- ensuring that information concerning the operations of government is readily available to members of the public, Members of Parliament and the media
- providing a legally enforceable right of access to documents held by South Australian state and local government and universities, subject only to such restrictions that are consistent with the public interest and the preservation of personal privacy
- enabling each member of the public to apply for the amendment of government records concerning their personal affairs if those records are incomplete, incorrect, out-of-date or misleading.

The FOI Act and its subordinate regulations can be accessed via the South Australian legislation website at www.legislation.sa.gov.au.

Administration

State Records of South Australia (State Records) is a business unit within the Attorney-General's Department and has within its remit responsibility for supporting the Minister (the Attorney-General) in the administration of the FOI Act.

This support includes:

- provision of policy and legislative advice to agency FOI enquiries
- development of information sheets and guidelines
- preparation of the FOI annual report
- management and support for FOI reporting
- provision of regular and ad hoc reports to the Minister
- provision of FOI training and advice to agencies
- responding to public FOI enquiries.

To produce the FOI annual report, all agencies subject to the FOI Act are required to make available to State Records statistical information relating to FOI applications and determinations as well as the number of contracts entered into containing approved confidentiality clauses.

Agencies subject to the FOI Act

Section 4 of the FOI Act defines those agencies that are subject to the FOI Act. The definition of 'agency' is inclusive of most South Australian state government agencies and statutory authorities, local government councils (municipal and district) and universities.

Schedule 2 of the FOI Act and the *Freedom of Information (Exempt Agency) Regulations 2008* prescribe those agencies that are exempt from the FOI Act.

Throughout this report a reference to agencies includes all entities subject to the FOI Act across the three sectors, i.e. state government, local government and universities.

Performance

Contribution to whole of government objectives

Key objective	Agency's contribution
Open and Transparent Government	• Provide access to government information in accordance with the FOI Act • Provide training, resources and advice to agencies to enable them to comply with the requirements of the FOI Act

Specific objectives and performance

Agency objectives	Indicators	Performance
Agencies and members of the public receive FOI advice	Agency staff and the community have timely access to information and assistance relevant to accessing government information.	State Records responded to **399** FOI enquiries. **124** from members of the public and **275** from agencies.
Guidelines and information sheets are published	FOI Information sheets, brochures and forms are maintained.	A review of the following key resources was completed: • Consultation and the FOI Act Guideline • FOI and Administrative Change, Caretaker Periods and Elections webpage • PC045 Disclosure logs webpage • All FOI document and letter templates. State Records also developed and published the new Processing Internal Reviews Guideline.
Accredited training for FOI officers is delivered	Accredited and non-Accredited officer training is offered and conducted.	**103** participants completed the Training for Accredited and Non-accredited FOI Officers (including 6 interactive webinars). This participation is a slight increase on the previous year.

Agency objectives	Indicators	Performance
FOI education – FOI General Awareness and FOI Refresher education is available	Centralised education is available to support FOI officers undertake their roles.	The online FOI General Awareness and FOI Refresher courses were accessed **561** times during the reporting year, an increase on last year. These courses are also available for agencies to upload into their internal training systems. Agency statistics are unavailable.
Submission and payment for online FOI applications	An online mechanism is available for the community to lodge and pay for FOI applications.	State government agencies received **6,954** applications through the online FOI Application form, 1 less than the 2024-25 reporting period. The online form was amended during the reporting year and now provides applicants the option to submit an online internal review application.

Reporting required under the Act

Freedom of Information Act 1991

Section 54 – Reports to Parliament

(1) The Minister administering this Act must –

a. as soon as practicable after 30 June and in any case before 31 October in each year prepare a report on the administration of this Act for the 12 months ending on 30 June; and

b. cause a copy of the report to be laid before both Houses of Parliament within six sitting days after preparation of the report is completed.

FOI Act statistical information 2025-26

Pursuant to Section 54AA of the FOI Act, FOI reporting requirements were gazetted on 26 June 2022. Agencies are required to manage their own FOI statistical information.

State Records has produced resources to assist agencies with the management of their reporting requirements.

The data collated by agencies, including the costs incurred by agencies in the administration of the FOI Act, is provided to State Records via an online form at the completion of the reporting period. The accuracy of the data is reliant on agencies.

Statistical information is available in Attachment 1 to this report and also on Data.SA.

Freedom of Information Annual Report 2025-26
FOI Statistical Data

The following statistical data has been compiled by State Records of South Australia from information provided by South Australian state and local government agencies and universities bound by the *Freedom of Information Act 1991* (FOI Act).

FOI data sets for prior financial years can also be found at Data.SA, and in past FOI annual reports on the State Records website.

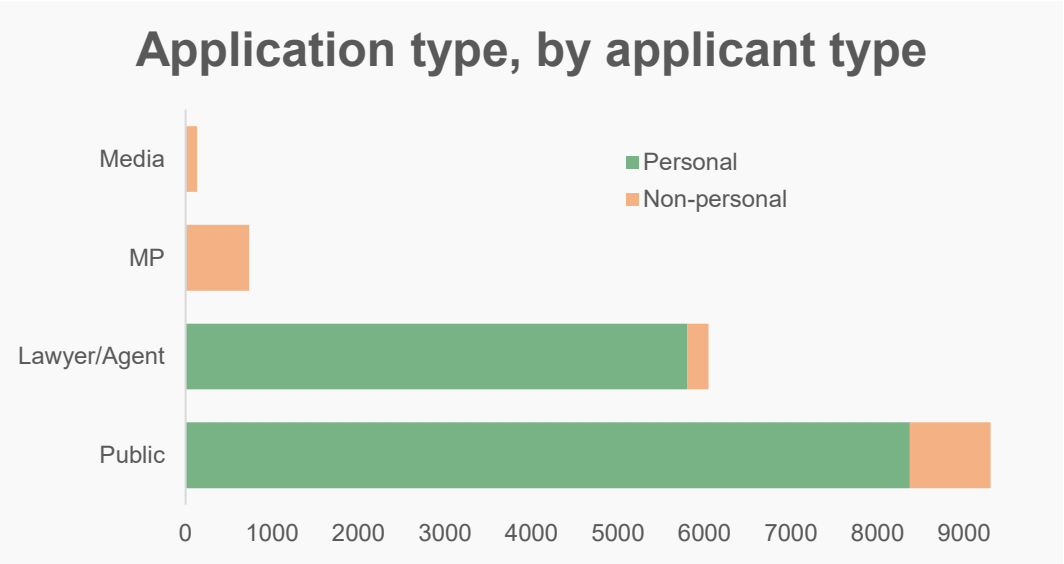
Access applications received in 2025-26

TABLE 1 Access applications received in 2025-26

Application	State		Local		University		All Sectors	
	2025-26	2024-25	2025-26	2024-25	2025-26	2024-25	2025-26	2024-25
Personal	13 922	12 720	222	176	48	44	**14 192**	12 940
Non-Personal	1 634	2 075	381	406	18	20	**2 033**	2 501
Total	**15 556**	14 795	**603**	582	**66**	64	**16 225**	15 441

TABLE 2 Access applications received by applicant type

Applicant type	State		Local		University		All sectors	
	2025-26	2024-25	2025-26	2024-25	2025-26	2024-25	2025-26	2024-25
Member of the Public	8 732	7 457	520	443	57	56	**9 309**	7 956
Lawyer / Agent	5 980	5 836	66	98	3	0	**6 049**	5 934
Member of Parliament	715	1 427	16	37	4	5	**735**	1 469
Media	129	77	1	4	2	3	**132**	84



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Access application response times and formal extensions

TABLE 3 Response times

Application	State		Local		University		All Sectors	
	2025-26	2024-25	2025-26	2024-25	2025-26	2024-25	2025-26	2024-25
Within timeframe (not extended)	9 919	10 383	518	483	43	45	**10 480**	10 912
Within timeframe (extended)	444	624	52	64	9	21	**505**	709
Outside of timeframe (deemed refusal)	4 094	2 974	15	582	12	64	**4 121**	3 012

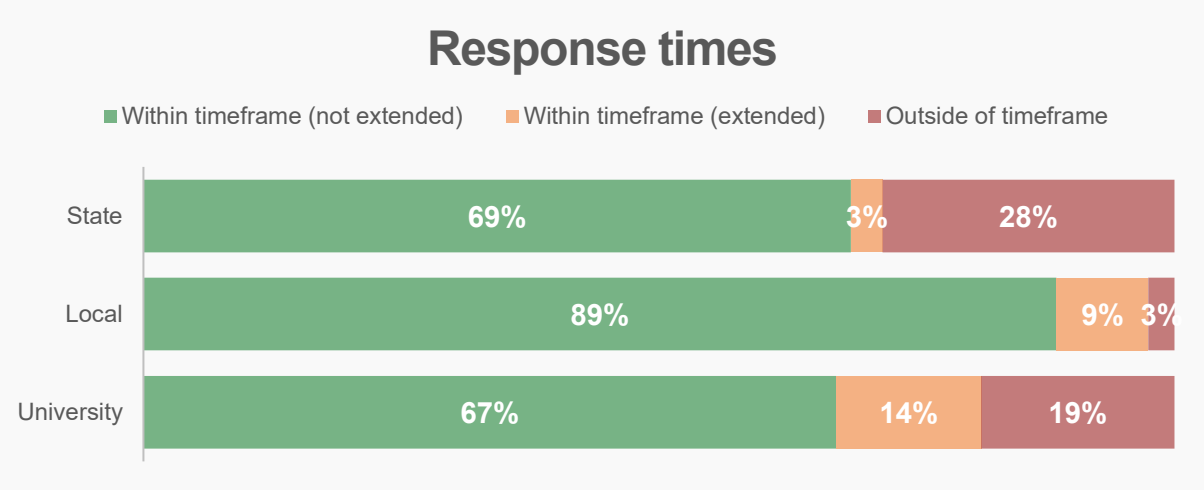
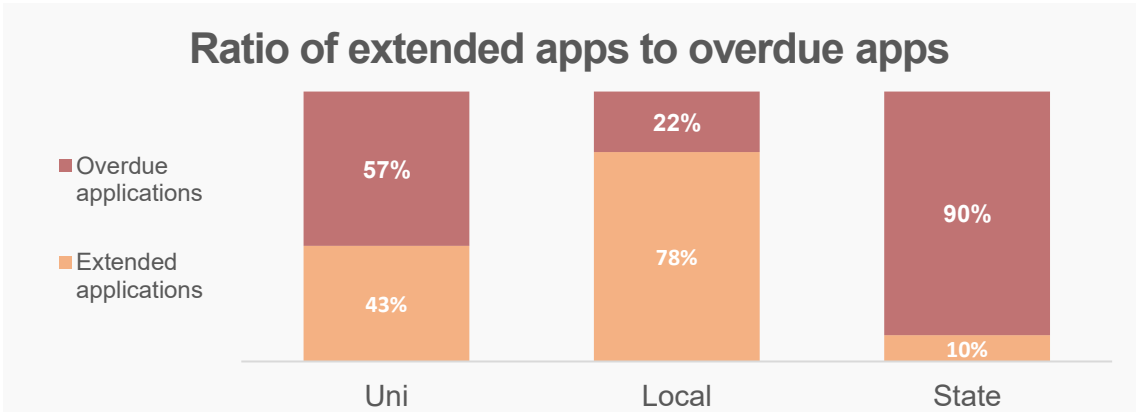


TABLE 4 Formal extensions of time

Extension reason	State	Local	University	All Sectors 2025-26	All Sectors 2024-25
Section 14(1)(a) – searching	215	25	10	**250**	432
Section 14(1)(b) – consultation	71	28	1	**100**	266



Total	**286**	**53**	**11**	**350**	**698**

Access application outcomes

TABLE 5 Access application outcomes

Sector	Full Release		Partial Release		Refused in full	
	2025-26	2024-25	2025-26	2024-25	2025-26	2024-25
PERSONAL APPLICATIONS						
State Government	3 399	3 997	6 611	5 414	1 217	1 182
Local Government	46	33	92	97	22	26
Universities	12	1	24	37	8	2
All Sectors	**3 457**	**4 031**	**6 727**	**5 548**	**1 247**	**1 210**
NON-PERSONAL APPLICATIONS						
State Government	257	410	551	805	363	458
Local Government	81	154	181	164	66	23
Universities	1	7	8	16	5	0
All Sectors	**339**	**571**	**740**	**985**	**434**	**481**

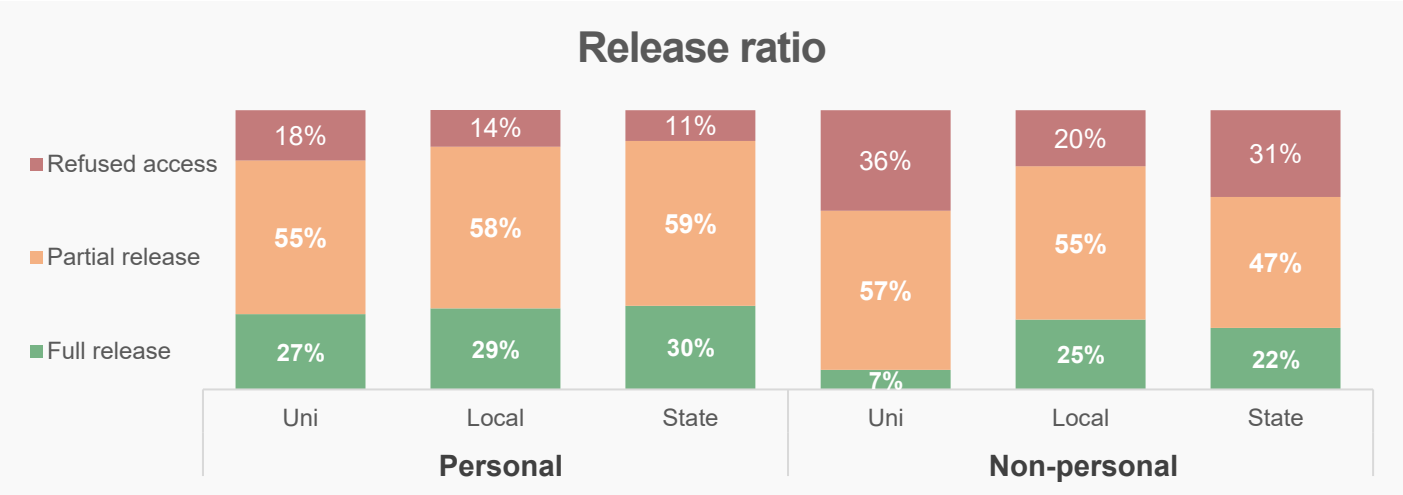


TABLE 6 Access application outcomes (cont.)

Outcome	State	Local	University	All Sectors 2025-26	All Sectors 2024-25
Transferred	358	2	0	**360**	**278**
Withdrawn/closed	1 702	95	6	**1 803**	**1 412**
Total	2 060	97	6	**2 163**	**1 690**

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Access refusals and exemptions

TABLE 7 Reasons for rejecting or refusing access

REJECTING	State	Local	Uni	Total 2025-26	Total 2024-25
Section 20(1)(b)(c)(d) – Documents otherwise available *	165	18	0	**183**	214
Document does not exist/lost	804	49	6	**853**	729
REFUSING					
Section 15 - Application incomplete/wrongly directed*	1	8	0	**9**	8
Section 18(1) - Unreasonable diversion of an agency's resources *	93	2	3	**98**	32
Section 18(2(a)) - Abuse of right of access *	19	1	0	**20**	9
Section 18(3) - Fees not paid	73	6	1	**80**	36
Section 19(2) - Deemed refusal - over 30 days to respond	75	0	0	**75**	77
Section 20(1) - Exempt *	4 804	81	25	**4 910**	4 454
Exempt agency	11	2	0	**13**	28

* *The number of applications where the reason for rejection/refusal has been applied.*

TABLE 8 Exemptions

Most commonly applied exemptions	2025-26	2024-25
Clause 1&2 – Cabinet and/or Executive Council documents	46	63
Clause 3 – exempt documents communicated by another government	1	3
Clause 4 – documents affecting law enforcement and public safety	850	1 153
Clause 5 – Inter-government or local government relations	16	16
Clause 6 – documents affecting personal affairs	3 177	3 959
Clause 7 – documents affecting business affairs	121	224
Clause 8 – conduct of research	4	3
Clause 9 – internal working documents	348	311
Clause 10 – documents subject to legal professional privilege	51	137
Clause 11 – documents relating to judicial functions	155	97
Clause 12 – documents the subject of secrecy provisions	891	848
Clause 13 – documents containing confidential material	97	225
Clause 14&15 – economy/financial or property interests	9	8
Clause 16 – documents concerning the operations of agencies	463	374
Clause 17 – subject to contempt	15	41
Clause 18 – companies and securities	1	3

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Amendment applications and contracts containing confidentiality clauses

TABLE 9 Amendment applications

Outcome	2025-26	2024-25
New applications	121	174

TABLE 10 Amendment application outcomes

Outcome	2025-26	2024-25
Amendment in full	17	64
Partial amendment	2	13
Notation added	16	8
Amendment refused	53	17
Withdrawn/closed	22	49

TABLE 11 Amendment application response times

Time	2025-26	2024-25
Within timeframe	**106**	**144**
Outside of timeframe	**4**	**7**

TABLE 12 Contracts reported with approved confidentiality clauses

Sector	2025-26	2024-25
State Government	30	97
Local Government	24	128
Universities	0	0
Total	**54**	**225**

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Application reviews and applications for Cabinet documents

TABLE 13 Applications for review received

Review applications received	2025-26	2024-25
Internal review	440	335
External review - Ombudsman	248	176
External review - South Australian Civil and Administrative Tribunal	30	32
Total	**718**	**543**

TABLE 14 Internal review application outcomes

Outcome	2025-26*	2024-25*
Decision confirmed	246	226
Decision varied	130	78
Decision reversed	19	18

* *Internal Review application outcomes include applications carried over from the previous reporting year*

TABLE 15 Cabinet documents 10 years or older - requests for access

Requests	2025-26	2024-25	2023-24
MPs	0	0	12
Public	31	13	8
Media	0	34	0
Lawyer/Agent	0	0	0
Total	**31**	**47**	**20**

TABLE 16 Cabinet documents 10 years or older – access determinations

Determination	2025-26	2024-25	2023-24
Released in full	32	16	11
Released in part	15	11	8
Refused in full	4	1	1
Withdrawn	0	0	0
Total	**51**	**27**	**20**

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The cost of administering the FOI Act

TABLE 17 Overall cost of administering FOI

Cost category	2025-26 $	2024-25 $	2023-24 $
Salary	$12 367 140	$11 433 936	$11 884 569
Other expenses	$837 670	$1 311 869	$919 970
Total	**$13 204 810**	**$12 746 805**	**$12 804 539**

TABLE 18 Staffing

Sector	Number of staff		Full-time equivalent	
	2025-26	2024-25	2025-26	2024-25
State Government	286	327	97.92	97.9
Local Government	204	130	16.14	15.1
Universities	15	14	2.79	2.5
Total	**505**	**471**	**116.85**	**115.5**

TABLE 19 Application and processing fees assessed versus collected

Sector	2025-26	2024-25	2023-24
ASSESSED*			
State Government	$508 453	$441 083	$504 869
Local Government	$67 894	$53 775	$37 158
Universities	$3 311	$2 770	$3 255
Total	**$579 658**	**$497 628**	**$545 282**
COLLECTED			
State Government	$362 895	$338 364	$430 478
Local Government	$39 514	$39 054	$23 389
Universities	$559	$884	$1 161
Total	**$402 968**	**$378 302**	**$455 028**

** Assessed fees and charges is defined in the FOI Annual Reporting Guideline as: Aggregation of all access application fees and charges that could be levied. Excludes exempt fees and charges i.e. application fees for concession card holders and MPs.*

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Applications not determined as at 30 June 2026

TABLE 20 Applications open as at 30 June 2026

Sector	Within 30 day timeframe	Outside 30 day timeframe	Total
State Government	943	1 105	**2 048**
Local Government	37	2	**39**
Universities	4	0	**4**
Total	**984**	**1 107**	**2 091**

TABLE 21 Overdue applications open as at 30 June 2026

Sector	Personal	Non-Personal	Total
State Government	1 039	66	**1 105**
Local Government	1	1	**2**
Universities	0	0	**0**
Total	**1 040**	**67**	**1 107**

State Government access application breakdown

	Personal	Non-Personal	Total
Aboriginal Affairs; Attorney-General; Industrial Relations; Arts; Special Minister of State	**320**	**170**	**490**
Adelaide Festival Corporation	0	10	10
Art Gallery of South Australia	2	2	4
Attorney-General's Department	99	92	191
Courts Administration Authority	60	26	86
Electoral Commission of South Australia	0	11	11
Equal Opportunity SA	3	0	3
First Nations Voice to Parliament - State Voice	0	2	2
Legal Services Commission	12	3	15
Office of the Attorney-General, Hon Kyam Maher MLC	10	13	23
Office of the Public Advocate	5	0	5
ReturnToWorkSA	127	5	132
South Australian Civil and Administrative Tribunal (SACAT)	0	1	1
South Australian Museum	0	1	1
State Library of South Australia	2	3	5
The Law Society of South Australia	0	1	1
Child Protection; Domestic, Family and Sexual Violence	**827**	**49**	**876**
Department for Child Protection	816	45	861
Office of the Hon Alice Rolls MP	11	4	15
Climate, Environment and Water; Tourism	**43**	**201**	**244**
Alinytjara Wilurara Landscape Board	1	0	1
Coast Protection Board	1	0	1
Department for Environment and Water	15	80	95
Environment Protection Authority	2	32	34
Green Adelaide	0	1	1
Green Industries SA	0	3	3
Hills and Fleurieu landscape board	1	3	4
Limestone Coast Landscape Board	1	0	1

State Government access application breakdown

	Personal	Non-Personal	Total
Climate, Environment and Water; Tourism (cont.)			
Native Vegetation Council	0	3	3
Northern and Yorke Landscape Board	2	0	2
Office of the Hon Emily Bourke MP	0	10	10
SA Water	20	56	76
South Australian Arid Lands Landscape Board	0	1	1
South Australian Tourism Commission	0	12	12
Education, Training and Skills; Autism; City of Adelaide	**366**	**54**	**441**
Department for Education	339	54	393
Education Standards Board	1	3	4
History Trust of South Australia	1	0	1
Office of the Minister for Education, Training and Skills	3	15	18
Office of the South Australian Skills Commission	1	0	1
SACE Board of South Australia	1	0	1
TAFE SA	17	2	19
Teachers Registration Board of SA	3	1	4
Emergency Services; Local Government; Recreation, Sport and Racing	**111**	**23**	**134**
Office for Recreation, Sport and Racing	1	5	6
Office of the Hon Rhiannon Pearce MP	1	0	1
South Australian Country Fire Service	63	3	66
South Australian Fire and Emergency Services Commission	13	4	17
South Australian Metropolitan Fire Service	27	11	38
South Australian State Emergency Services	6	0	6

State Government access application breakdown

	Personal	Non-Personal	Total
Health and Wellbeing	**7717**	**277**	**7994**
Barossa Hills Fleurieu Local Health Network	271	13	284
Central Adelaide Local Health Network	2445	55	2500
Department for Health and Wellbeing	78	61	139
Drug and Alcohol Services SA	67	0	67
Eyre and Far North Local Health Network	149	4	153
Flinders and Upper North Local Health Network	221	1	222
Limestone Coast Local Health Network	266	7	273
Northern Adelaide Local Health Network	1356	10	1366
Office of the Minister for Health and Wellbeing	12	43	55
Riverland Mallee Coorong Local Health Network	133	8	141
SA Ambulance Service	567	20	587
Southern Adelaide Local Health Network	1397	24	1421
Women's and Children's Health Network	599	27	626
Yorke and Northern Local Health Network	156	4	160
Housing and Urban Development; Housing Infrastructure; Planning	**125**	**146**	**271**
Department for Housing and Urban Development	16	70	86
Office of the Hon Nick Champion MP	4	33	37
Renewal SA Urban Renewal Authority	0	10	10
SA Housing Trust	105	33	138
Human Services; Seniors and Ageing Well	**187**	**22**	**209**
Department of Human Services	186	13	199
Office of the Minister for Human Services	1	9	10
Infrastructure and Transport	**63**	**97**	**160**
Department for Infrastructure and Transport	63	82	145
Office of the Hon Joe Szakacs MP	0	8	8
Office of the National Rail Safety Regulator	0	7	7

State Government access application breakdown

	Personal	Non-Personal	Total
Police; Correctional Services; Consumer and Business Affairs	**4112**	**160**	**4272**
Department for Correctional Services	684	29	713
Office of the Hon Michael Brown MP	4	12	16
South Australia Police	3424	119	3543

**FOI applications submitted to Consumer and Business Services are processed by the Attorney-General's Department and included in their reported data.*

Premier and Cabinet	**13**	**120**	**133**
Department of Premier and Cabinet	4	75	79
Infrastructure SA	0	1	1
Office of the Commissioner for Public Sector Employment	5	6	11
Office of the Hon Peter Malinauskas MP	4	35	39
Premier's Delivery Unit	0	2	2
South Australian MotorSport Board	0	1	1
Primary Industries and Regional Development; Forest Industries	**4**	**85**	**89**
Department of Primary Industries and Regions	4	63	67
Office of the Hon Clare Scriven MLC	0	22	22
Small and Family Business; Multicultural Affairs	**2**	**7**	**9**
Office of the Hon Nadia Clancy MP	1	7	8
South Australian Small Business Commissioner	1	0	1
State Development; Artificial Intelligence and Digital Economy; Defence and Space Industries; Veterans Affairs	**3**	**27**	**30**
Defence SA	2	4	6
Department of State Development	1	15	16
Office of the Hon Chris Picton MP	0	8	8

State Government access application breakdown

	Personal	Non-Personal	Total
Treasurer; Energy and Mining; Public Sector	**29**	**175**	**204**
Australian Energy Market Commission	0	1	1
Department for Energy and Mining	0	87	87
Department of Treasury and Finance	20	45	65
Essential Services Commission of SA	1	0	1
HomeStart Finance	0	6	6
Lifetime Support Authority	0	8	8
Office of the Hon Tom Koutsantonis MP	1	21	22
State Superannuation Office (Super SA)	7	7	14

Freedom of Information Annual Report 2025-26
FOI Statistical Data

Local Government access application breakdown

	Pers	Non-Pers	Total
Adelaide Hills Council	0	17	**17**
Adelaide Plains Council	1	0	**1**
Alexandrina Council	0	8	**8**
Barunga West Council	2	0	**2**
Berri Barmera Council	4	1	**5**
Campbelltown City Council	0	1	**1**
City of Adelaide	9	20	**29**
City of Burnside	0	21	**21**
City of Charles Sturt	0	35	**35**
City of Holdfast Bay	0	43	**43**
City of Marion	0	24	**24**
City of Mitcham	7	16	**23**
City of Mount Gambier	0	9	**9**
City of Norwood Payneham & St Peters	0	11	**11**
City of Onkaparinga	31	60	**91**
City of Playford	22	0	**22**
City of Port Adelaide Enfield	6	35	**41**
City of Prospect	5	5	**10**
City of Salisbury	8	7	**15**
City of Tea Tree Gully	14	5	**19**
City of Unley	5	1	**6**
City of Victor Harbor	2	4	**6**
City of West Torrens	11	6	**17**
City of Whyalla	5	0	**5**
Clare & Gilbert Valleys Council	0	1	**1**
Coorong District Council	1	0	**1**
Copper Coast Council	32	0	**32**
Corporation of the Town of Walkerville	0	14	**14**
District Council of Ceduna	0	1	**1**
District Council of Cleve	0	1	**1**
District Council of Coober Pedy	4	0	**4**
District Council of Grant	0	1	**1**
District Council of Lower Eyre Peninsula	0	1	**1**
District Council of Mount Remarkable	1	0	**1**
District Council of Robe	2	2	**4**
District Council of Yankalilla	5	0	**5**
Kangaroo Island Council	1	0	**1**
Mid Murray Council	11	0	**11**
Mount Barker District Council	12	5	**17**
Northern Areas Council	1	0	**1**
Port Augusta City Council	0	1	**1**
Port Pirie Regional Council	0	4	**4**
Regional Council of Goyder	0	2	**2**
Renmark Paringa Council	3	0	**3**
Tatiara District Council	1	0	**1**
The Barossa Council	2	2	**4**
The Rural City of Murray Bridge	2	11	**13**
Town of Gawler	1	1	**2**
Wakefield Regional Council	0	1	**1**
Wattle Range Council	0	1	**1**
Wudinna District Council	1	0	**1**
Yorke Peninsulas Council	6	1	7

University access application breakdown

	Personal	Non-Pers	Total
Adelaide University	8	5	**13**
Flinders University	25	3	**28**
UniSA	5	4	**9**
University of Adelaide	10	6	**16**

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Amendment application breakdown

	Total
South Australia Police	67
Northern Adelaide Local Health Network	11
Department for Child Protection	10
Southern Adelaide Local Health Network	5
Courts Administration Authority	4
Department for Correctional Services	4
Hills and Fleurieu Landscape Board	4
Women's and Children's Health Network	3
Attorney-General's Department	2
Department for Education	2
State Library of South Australia	2
SA Housing Trust	2
City of Onkaparinga	1
District Council of Cleve	1
Office of the Attorney-General, Hon Kyam Maher MLC	1
SA Ambulance Service	1
State Superannuation Office (Super SA)	1

** Refer to tables 9 and 10 for totals and outcomes.*