



File number DPC21/0947
Objective Id: B1074942

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Ms Matilda Duncan

Sent by email: foi+request-7334-0879f73f@righttoknow.org.au

Dear Ms Duncan

Freedom of Information application

I refer to your application to the Department of the Premier and Cabinet (DPC) under DPC Circular PC031, 'Disclosure of Cabinet documents 10 years or older', seeking access to:

Date	Departmental Docket Number	Cabinet Submission Title	Minister
07/06/1993	MAG223-90	Veterinary Surgeons Board – Appointments	Mr Terry Groom

One document was identified as answering the terms of your application and I have determined to release this document in part.

A section of this document contains information relating to the personal affairs of multiple third parties. Under clause 6(1) of Schedule 1 to the *Freedom of Information Act* 1991 (the Act), information is exempt if releasing it would involve the 'unreasonable disclosure of information concerning the personal affairs of any person'. I have considered that the application of clause 6(1) requires two elements, one that the information contains the personal affairs of that person; and secondly that disclosure would be unreasonable and contrary to public interest. I have determined that this information falls within the category of 'personal affairs' as listed under section 4(1) of the Act, thereby meeting the first elements of this clause. Further, I have considered whether the disclosure of this information would be unreasonable. In doing so, I have considered the relevance of this information to the public and the likelihood as to whether the person in question would consent to disclosure. I have concluded that this information was likely obtained in confidence and through measures which would otherwise make it unavailable to the public. I have considered the factors in favour of public interest and determined that these factors are outweighed by the need to maintain personal confidentiality in this instance. Therefore, I have determined that this information meets the requirements of clause 6(1) and is thereby exempt pursuant to this clause.

Items on the agenda page not relating to the document you requested have also been removed.

Clause 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).*

Right to internal review

If you are aggrieved with this determination, you have a right to apply for internal review under subsection 29(1) of the Act. Pursuant to subsection 29(2) of the Act, your application must:

- be in writing
- be addressed to the principal officer, and
- emailed to DPCFOIUnit@sa.gov.au within 30 days after the day on which you receive this letter or within such further time as the principal officer of DPC may allow.

If you have any questions in relation to this matter, please contact Denise Cranwell, Freedom of Information Officer, on telephone (08) 8429 7312 or via email at DPCFOIUnit@sa.gov.au.

Yours sincerely



Eamonn Maloney
Accredited FOI Officer
Office of the Chief Executive

18 / 06 / 2021

Attachment:

- Document for release

CABINET - SUBJECTS FOR CONSIDERATION, 7 JUNE 1993

3. **ITEMS FOR DISCUSSION** (cont)

13.2 Appointment of Members, Veterinary Surgeons Board.

MA 223/1990

APPROVED (see attached)

Not relevant



TO THE PREMIER FOR CABINET:

RE: APPOINTMENT OF A CHAIRPERSON, DEPUTY CHAIRPERSON,
MEMBER AND DEPUTY MEMBER TO THE VETERINARY SURGEONS BOARD

1. PROPOSAL

1.1 That the following persons be appointed as Chairperson, Deputy Chairperson, Member and Deputy Member of the Veterinary Surgeons Board for 3 years commencing 1 July 1993, pursuant to Sections 6(1)(a), 6(1)(b), 6(2)(a), 6(3) and 6(5) of the Veterinary Surgeons Act 1985. (See Appendix I for details.)

1.1.1 Appointment of Mr David William Johns, LLB(Hons), GDLP, as Chairperson.

1.1.2 Appointment of Mr Peter Michael Mullins, LLB as Deputy to Mr Johns.

1.1.3 Appointment of Dr Rodney Stephen Babidge BVSc as a Member.

1.1.4 Appointment of Dr Julia Mary Nicholls BVMS, MRCVS as Deputy to Dr Babidge.

2. BACKGROUND

2.1 The Veterinary Surgeons Act 1985 came into operation on 1 July 1987.

2.2 The purpose of the Veterinary Surgeons Board established under this Act is to provide for the registration of veterinary surgeons and to regulate the practise of veterinary surgery for the purpose of maintaining high standards of competence and conduct by veterinary surgeons in South Australia.

2.3 The Veterinary Surgeons Board consists of 6 members, 5 of whom are appointed by the Governor on the nomination of the Minister of Primary Industries and the other (who shall be a veterinary surgeon) is appointed by the Governor on the nomination of the Australian Veterinary Association, South Australian Division.

2.4 Pursuant to Section 6(3) of the Act, appointments to the Board are for a period of 3 years. (A table indicating the terms of office of all members is attached - see Appendix II.)

2.5 Deputy Members may be appointed by the Governor under the provisions of Section 6(5) of the Act.

3. DISCUSSION

3.1 Consultation

3.1.1 Chairperson

Mr David William Johns LLB(Hons), GDLP was nominated for this position by the Minister of Primary Industries.

3.1.2 Member

Under the provisions of Section 6(1)(b) of the Act, the Australian Veterinary Association, South Australian Division (AVA), shall nominate a veterinary surgeon for appointment by the Governor.

A letter from the Honorary Secretary of the AVA dated 13 May 1993, nominated Dr Rodney Stephen Babidge BVSc for appointment as a Member and Dr Julia Mary Nicholls BVMS, MRCVS as Deputy to Dr Babidge (see Appendix III).

3.2 Cost

There will be no increase in costs due to the proposed appointments of the Chairperson, Member and Deputies.

3.3 Staffing

The appointments will have no effect on Public Service staffing levels.

3.4 Balance of Interests

With the above appointments to the Board the balance of professional interests will remain as:

- 1 legal practitioner (Chairperson)
- 2 small animal veterinary practitioners
- 1 large animal (rural) veterinary practitioner
- 1 Government veterinary practitioner
- 1 "lay" person (ie neither a veterinary surgeon nor a legal practitioner).

This balance will be maintained by the appointment of the Deputy Members recommended herein.

The male/female ratio of the 6 Members will be 5 males and 1 female, while the male/female ratio of Deputy Members will remain as 4 males and 2 females.

4. RECOMMENDATIONS

4.1 That the Governor in Executive Council appoint the following persons to the Veterinary Surgeons Board for 3 years from 1 July 1993, pursuant to the provisions of the Veterinary Surgeons Act 1985.

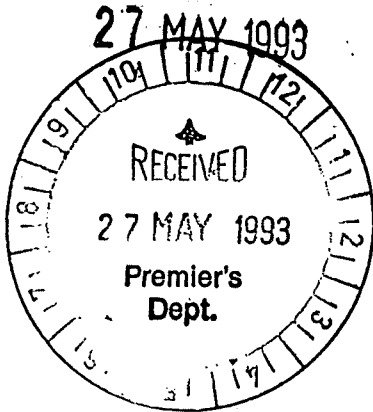
4.1.1 Mr David William Johns LLB(Hons), GDLP as Chairperson.

4.1.2 Mr Peter Michael Mullins LLB as Deputy to Mr Johns.

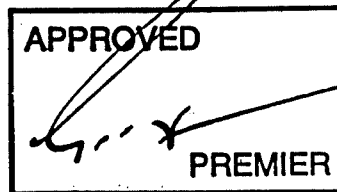
4.1.3 Dr Rodney Stephen Babidge BVSc as a Member.

4.1.4 Dr Julia Mary Nicholls BVMS, MRCVS as Deputy to Dr Babidge.

Terry Groom
MINISTER OF PRIMARY INDUSTRIES

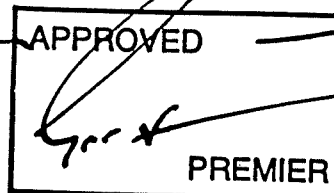


In Cabinet



7 JUN 1993

In Cabinet



7 JUN 1993

Minister declared that P. Mullins & D. Johns are both personally known to him and furthermore D. Johns works in the same law firm as his wife.

*sitting less than 1/2
Chair \$32.75/hr
Member \$27.50/hr*

APPENDIX I

APPOINTMENT OF CHAIRPERSON, DEPUTY CHAIRPERSON, MEMBER AND DEPUTY MEMBER

1. Appointment Of Mr David William Johns LLB(Hons), GDLP, As Chairperson
 - 1.1 Mr Johns has been nominated to fill this position by the Minister of Primary Industries, vice Mr Peter Michael Mullins LLB, whose term of office expires on 30 June 1993.
 - 1.2 He was admitted to the Bar in 1982 and is a partner in the legal firm Lawson Downs Pty Ltd. His work is mainly associated with personal injury claims and commercial litigation, some of which involves acting for insurance companies.
 - 1.3 His other interests include membership of the Law Society, The Civil Litigation Committee and the Mock Trial Committee.
2. Appointment Of Mr Peter Michael Mullins LLB As Deputy To Mr David Johns
 - 2.1 Mr Mullins was appointed as the first Chairperson of the Board constituted under the Veterinary Surgeons Act 1985, on 1 July 1987.
 - 2.2 He was admitted to the Bar in 1972 and is a senior partner in the legal firm Stanley and Partners. His work is concentrated mainly on litigation in the industrial arena.
 - 2.3 He has completed two terms of office and has indicated that he does not wish to continue in the role of Chairperson. However, he has indicated his willingness to serve as Deputy to Mr Johns.
 - 2.4 Mr Johns has indicated that he will be happy to have Mr Mullins appointed as his Deputy.
3. Appointment Of Rodney Stephen Babidge BVSc As A Member
 - 3.1 Dr Babidge has been nominated as a Member by the Australian Veterinary Association, South Australian Division (AVA) pursuant to Section 6(1)(b) of the Act.
 - 3.2 He is a veterinary surgeon who conducts a small animal practice at Hampstead Gardens.
 - 3.3 He was President of the AVA in 1990.

4. Appointment Of Dr Julia Mary Nicholls BVMS, MRCVS As Deputy To Dr Rodney Babidge

4.1 Dr Nicholls was appointed as a Member of the Board on 1 July 1987, on the nomination of the Australian Veterinary Association, South Australian Division, pursuant to Section 6(1)(b) of the Act. The AVA have now nominated her for appointment as Deputy to Dr Babidge.

4.2 She is a veterinary surgeon who conducts a small animal practice at Prospect.

4.3 Dr Babidge has indicated that he will be happy to have Dr Nicholls as his Deputy.

VETERINARY SURGEONS ACT, 1985

Veterinary Surgeons Board - Office held for 3 years - Section 6(3) of Act

Registrar - Donald Rodney Andrews, Department of Primary Industries

Appoint. Date	Name	Address	Position	Vice	Appoint. Expires	Reference
1/7/87	MULLINS, Peter Michael LLB	6(1) Personal affairs	Chairman		30/6/93	MA 2/87, MA 223/90
1/7/87	HOLMDEN, John Henry BVSc		Member		30/6/95	MA 2/87
1/7/87	NICHOLLS, Julia Mary BVMS, MRCVS		Member		30/6/93	MA 2/87, MA 223/90
9/7/87	HARRIS, Sarah Catherine BA		Member		8/7/94	MA 2/87 MA 223/90
28/7/88	CLARKE, Rex James BVSc		Member	R B Humphris	27/7/94	MA 2/87 MA 223/90
1/7/89	HAMILTON, John Leonard BVSc		Member	F L Hollis	30/6/95	MA 2/87
3/5/93	WHITE, Wendy		Temporary Member	S C Harris on leave.	31/3/94	MA 223/90 (TC-1)

Appoint. Date	Name	Address	Position	Vice	Appoint. Expires	Reference
2/6/88	BELL, Michael Ian LLB	6(1) Personal affairs	Deputy to Mullins		30/6/93	MA 2/87, MA 223/90
1/7/89	VANDEGRAAFF, Robin BVSc, MVS, MACVSC		Deputy to Holmden	M A Reid	30/6/95	MA 2/87
1/7/89	VON DER LINDEN, Evelyn Brigitta BVSc		Deputy to Nicholls		30/6/93	MA 2/87, MA 223/90
9/7/91	WHITE, Wendy		Deputy to Harris	J H Compton	8/7/94	MA 223/90
28/7/88	LEHMANN, Debra Ruth BVMS		Deputy to Clarke		27/7/94	MA 2/87 MA 223/90
12/3/92	HOLDS, Kenneth Richard BVSc		Deputy to Hamilton	K B Little	30/6/95	MA 223/90
3/5/93	McKENZIE, Elizabeth Margaret BA		Temporary to White	W White, Temporary Member.	31/3/94	MA 223/90 (TC-1)

FEES:

Chairman - \$131 per session (4 hours) (as from 1/1/92)	\$32.75/hour or part thereafter
Member - \$110 per session (4 hours)	\$27.50/hour or part thereafter
Travel expenses for approved officers	\$ P.S. Rates, CD 6.
Investigation Expenses at the rate of	\$50 for each completed hour



AUSTRALIAN VETERINARY ASSOCIATION
South Australian Division
A.C.N. 008 522 852

AVA House
P.O. Box 114,
Walkerville 5081
Ph: 344 6337
Fax: 344 9227

Hon. Terry Groom MP.
Dept. of Primary Industries,
GPO Box 668
ADELAIDE SA 5001

13 May 1993

Dear Minister,

We wish to advise that the SA Divisional Committee has nominated Dr. Rod Babidge to the Veterinary Surgeons Board Committee.

He can be contacted at 6(1) Personal affairs

Dr. Julia Nicholls will be his deputy.

Yours sincerely,

R.M. Baker,
Hon. Secretary - SA Division