

March 31, 2017



s.40(1)

Dear : s.40(1)

**Re: Your request for access to information under Part II of the *Access to Information and Protection of Privacy Act* [Our File # HRS-12-2017]**

---

On March 16, 2017, the Human Resource Secretariat (HRS) received your request for access to the following records/information:

*“Please provide all correspondence related to negotiations for the 2014 - 2017 Private Ambulance service contract between the Government of Newfoundland and Moore’s Ambulance Service 2012 Ltd.”*

Please be advised that a decision has been made by the Deputy Minister of the Human Resource Secretariat that access to these records has been refused in accordance with the following exceptions to disclosure, as specified in the *Access to Information and Protection of Privacy Act* (the Act):

**Section 38: Disclosure harmful to labour relations interests of public body as employer**

- (1) The head of a public body may refuse to disclose to an applicant information that would reveal
  - (b) labour relations information the disclosure of which could reasonably be expected to
    - (i) harm the competitive position of the public body as an employer or interfere with the negotiating position of the public body as an employer

**Section 39: Disclosure harmful to business interests of a third party**

- (1) The head of a public body shall refuse to disclose to an applicant information
  - (c) the disclosure of which could reasonably be expected to
    - (i) harm significantly the competitive position or interfere significantly with the negotiating position of the third party

The *Access to Information and Protection of Privacy Act* requires us to provide an advisory response within 10 days of receiving the request. As this request has been completed prior to day 10, this letter also serves as our Advisory Response.

Please be advised that you may appeal this decision and ask the Information and Privacy Commissioner to review the decision to deny access to the requested information, as set out in section 42 of the Act (a copy of this section of the Act has been enclosed for your reference). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner. Your appeal should identify your concerns with the request and why you are submitting the appeal.

The appeal may be addressed to the Information and Privacy Commissioner is as follows:

Office of the Information and Privacy Commissioner  
2 Canada Drive  
P. O. Box 13004, Stn. A  
St. John's, NL. A1B 3V8

Telephone: (709) 729-6309  
Toll-Free: 1-877-729-6309  
Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act (a copy of this section of the Act has been enclosed for your reference).

If you have any further questions, please feel free to contact me by telephone 709-729-6158 or by e-mail, at [yburry@gov.nl.ca](mailto:yburry@gov.nl.ca).

Sincerely,



Veronica Burry  
ATIPP Coordinator, CIPP/C

Enclosures