

March 29, 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, 2015* [Our File #: PRE/12/2017]**

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On March 1, 2017, the Premier's Office received your request for access to the following records/information:

*"A list of all briefing material provided to the premier in February 2017 including but not limited to decision, information and meeting notes."*

I am pleased to inform you that a decision has been made by the Chief of Staff of the Premier's Office to provide access to some of the requested information. Access to the remaining information 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*):

27. (1) *In this section, "cabinet record" means*

*(i) that portion of a record which contains information about the contents of a record within a class of information referred to in paragraphs (a) to (h).*

*(2) The head of a public body shall refuse to disclose to an applicant*

*(a) a cabinet record.*

You may appeal this decision by asking the Information and Privacy Commissioner to review the decision to provide partial 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 response and why you are submitting the appeal.

Contact information for 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 this response, pursuant to section 52 of the *Act* (a copy of this section of the Act has been enclosed for your reference).

Responsive records will be published following a 72 hour period after the response is sent electronically to you. It is the goal to have the responsive records posted to the Completed Access to Information Requests website within one business day following the applicable period of time. If you have any further questions, please feel free to contact me by telephone at (709)729-3570 or by e-mail at [joybuckle@gov.nl.ca](mailto:joybuckle@gov.nl.ca).

Sincerely,



Joy Buckle  
ATIPP Coordinator

Enclosure

**Access or correction complaint**

42.(1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

(2) A complaint under subsection (1) shall be filed in writing not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16(2).

(3) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.

(4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

(5) The commissioner may allow a longer time period for the filing of a complaint under this section.

(6) A person or third party who has appealed directly to the Trial Division under subsection 52(1) or 53(1) shall not file a complaint with the commissioner.

(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21;

(b) a decision respecting an extension of time under section 23;

(c) a variation of a procedure under section 24; or

(d) an estimate of costs or a decision not to waive a cost under section 26.

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.

**Direct appeal to Trial Division by an applicant**

**52.** (1) Where an applicant has made a request to a public body for access to a record or correction of personal information and has not filed a complaint with the commissioner under section 42, the applicant may appeal the decision, act or failure to act of the head of the public body that relates to the request directly to the Trial Division.

(2) An appeal shall be commenced under subsection (1) not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16(2).

(3) Where an applicant has filed a complaint with the commissioner under section 42 and the commissioner has refused to investigate the complaint, the applicant may commence an appeal in the Trial Division of the decision, act or failure to act of the head of the public body that relates to the request for access to a record or for correction of personal information.

(4) An appeal shall be commenced under subsection (3) not later than 15 business days after the applicant is notified of the commissioner's refusal under subsection 45(2).

Date	Type	Title
2/1/2017	Information Note	LAA - Qalipu First Nation (QFN) Enrollment Update
2/2/2017	Information Note	CSSD - Statutory Review of the Children and Youth Care and Protection (CYCP) Act
2/6/2017	Information Note	NR - Emera's Proposed Atlantic Link
2/7/2017	Information Note	BTCRD MAJOR PROJECTS -February 3 2017
2/8/2017	Information Note	LAA - Labrador Transportation Grooming Subsidy Program
2/8/2017	Information Note	TW - Transportation Association of Canada National Conference in St. John's
2/9/2017	Information Note	LAA - Qalipu First Nation (QFN) Appeal Process
2/9/2017	Information Note	LAA - Quebec Innu
2/9/2017	Information Note	BTCRD - Colonial Building Restoration Project
2/13/2017	Information Note	ECC - Management of Greenhouse Gas Reporting Regulations
2/13/2017	Meeting Note	MA - Premier Meeting with Gander and Area Chamber of Commerce February 14, 2017
2/16/2017	Information Note	AESL - Announcement of the Newfoundland and Labrador Research and Innovation Program and the Newfoundland and Labrador Workforce Innovation Centre
2/16/2017	Information Note	ECC - Independent Expert Advisory Committee (IEAC) Terms of Reference (TOR) Progress Update
2/16/2017	Meeting Note	LAA - Premier Meeting with Chief Brendan Mitchell - February 22, 2017
2/16/2017	Meeting Note	BTCRD - Premier's Office meeting with St. John's Regatta
2/20/2017	Meeting Note	NR - Premier Ball Meeting with Irving Oil - February 21, 2017
2/20/2017	Information Note	FFA - Marine Harvest ASA Interests in Newfoundland and Labrador
2/21/2017	Information Note	WPO - The United Nations Commission on the Status of Women
2/22/2017	Information Note	IGAS - New Brunswick (NB) 2017-18 Budget
2/24/2017	Meeting Note	NR - Premier Meeting with Suncor Energy February 28, 2017
2/27/2017	Meeting Note	IIAS -Premier Meeting with Innu Nation February 27, 2017
2/27/2017	Meeting Note	FIN - Meeting with Silverpeak/North Atlantic Refining Limited (NARL) February 28,2017

**Notes related to Combined councils Of Labrador Annual General Meeting Feb 8-11, 2017**

	Meeting Note	TW - Combined Councils of Labrador Annual General Meeting February 8-11, 2017
	Meeting Note	NR - Decommissioning of Lower Churchill Project infrastructure - Premier's Meeting with Combined Councils of Labrador - February 2017
	Meeting Note	NR - North Spur Stability and Flood Plan Emergency Response - Meeting of Premier and Combined Councils of Labrador - February 2017
	Meeting Note	NR - Nalcor's Transportation of Muskrat Falls Transformers through Cartwright - Premier's Meeting with Combined Councils of Labrador - February 2017
	Meeting Note	NR - Update on Data Centres - Premier's Meetings with the Combined Councils of Labrador - February 2017
	Meeting Note	MA - Premier's Meeting with Combined Councils of Labrador - February 2017
	Meeting Note	NR - Update on Alternative Energy for Coastal Labrador - Premier Attending the Combined Councils Annual General Meeting in February 2017
	Meeting Note	FIN - Labrador Border Gas Tax - Premier's Meeting with Combined Councils of Labrador February 2017
	Information Note	LAA - Combined Councils of Labrador (CCL)
	Information Note	LAA - Black Tickle-Domino Fuel Supply
	Information Note	LAA - Electrification of Natuashish