

November 15, 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* (File # NR-89-2017)

On October 18, 2017, the Department of Natural Resources received your request for access to the following records/information:

I, respectfully, request a copy of all Royalty Payments that have been paid to the Government of Newfoundland & Labrador, Dept. of Natural Resources, by Vinking Industrial Inc. for the years 2015 and 2016 for Indian Head Quarry, permit #129961/reference #71110019 and Sand Quarry permit #129962/reference #71110442

We regret to inform you that access to this information cannot be released under ATIPPA, 2015 section 39(2) as outlined below.

The head of a public body shall refuse to disclose to an applicant information that was obtained on a tax return, gathered for the purpose of determining tax liability or collecting a tax, or **royalty information submitted on royalty returns**, except where that information is non-identifying aggregate royalty information. (Emphasis added)

As set out in section 42 of the Act you may ask the Information and Privacy Commissioner to review the department's decision to provide access to the requested information. 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 request should identify your concerns with the department's response and why you are requesting a review.

The request for review 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

Pursuant to section 52 of the Act, you may also appeal directly to the Supreme Court Trial Division within 15 business days after receiving the department's decision.

Please be advised that responsive records will be published following a 72 hour period after the response is sent electronically to you or five business days in the case where records are mailed 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. Please note that requests for personal information will not be posted online.

For further details about how an access to information request is processed, please refer to the Access to Information Policy and Procedures Manual at <http://www.atipp.gov.nl.ca/info/index.html>.

If you have any questions regarding the processing of your request, please feel free to contact me by telephone at 729-0463 or rhynes@gov.nl.ca.

Sincerely,

A handwritten signature in cursive script that reads "Rod Hynes".

Rod Hynes
ATIPP Coordinator