

June 4, 2019



Re: Your request for access to information under Part II of the *Access to Information and Protection of Privacy Act, 2015* (TCII/44/2019)



On May 8, 2019, the Department of Tourism, Culture, Industry and Innovation received your request for access to the following records:

“Emails, correspondence, and documents detailing financial supports in the form of grants, loans and contributions made by the provincial government to the Deer Lake Airport, Deer Lake Airport Authority or Deer Lake Regional Airport. From 1999 to present day.”

As discussed, the 20 year time period and volume of records would most likely make processing this request unachievable in the 20 business days allotted for an ATTIPP request. Many of those records would be in offsite storage in non-electronic formats that would require additional resources and cause delay in processing the application in its original format. After consultation with you on May 10, 2019, the request was clarified to:

“The Government of Newfoundland and Labrador providing a table listing financial supports in the form of grants, loans, lines of credit made by the provincial government to the Deer Lake Airport, Deer Lake Airport Authority, or Deer lake Regional Airport from 1999 to the present day (May 8, 2019, date of original ATTIPP application). Such a table should include the name/purpose of the project being funded, the dollar amount of funding and year the funding was provided for projects such as airport infrastructure and improvements, capital equipment and assets purchased, and any marketing monies provided to the Deer Lake Airport.”

I am pleased to inform you that a decision has been made by the Deputy Minister for the Department of Tourism, Culture, Industry and Innovation to provide access to the requested information. In accordance with your request for a copy of the records, the appropriate document has been enclosed.

Please be advised that you may ask the Information and Privacy Commissioner to review the processing of your access request, as set out in section 42 of the *Access to Information and Protection of Privacy Act* (the *Act*). 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.

The address and contact information of 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*.

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).

If you have any questions please contact me by telephone at 709-729-7084, or by email at blairmatthews@gov.nl.ca.

Sincerely,



Blair Matthews
ATIPP Coordinator

TCII.44.2019

TCII Financial Supports to Deer Lake Regional Airport

<u>Supplier Name</u>	<u>Invoice Description</u>	<u>Check Date</u>	<u>Pay Group*</u>	<u>Invoice Amount</u>
DEER LAKE REGIONAL AIRPORT AUTHORITY	Construction of Provincial Visitor Information Center	12/18/2007	18-TCR	\$80,000.00
DEER LAKE REGIONAL AIRPORT AUTHORITY	Air Access Authority Business Development Rebate	5/3/2012	50-BUS	\$4,461.11
DEER LAKE REGIONAL AIRPORT AUTHORITY	Air Access Authority Business Development Rebate	4/30/2013	28-ITRD	\$2,562.39
			Total	<u><u>\$87,023.50</u></u>

Notes

* Pay Group refers to Dept at time of transaction.

TCR - Dept. of Tourism, Culture and Recreation

Bus - Dept. of Business

ITRD - Dept. of Industry, Trade and Rural Development.