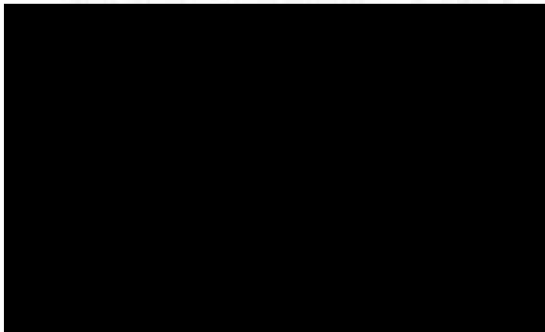


February 24, 2020



Re: Your requests for access to information under Part II of the *Access to Information and Protection of Privacy Act* [See Attached Listing]

On December 20, 2019 the Intergovernmental and Indigenous Affairs Secretariat (IIAS) received 57 requests from your office. Each request was for an article/document, and "any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019."

On December 27, 2019, you confirmed that you were no longer interested in the second part of your requests, specifically deleting "any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019" from each of your requests.

Please be advised that a decision has been made by the Deputy Minister for Indigenous Affairs that access to these records has been refused in accordance with the following exception(s) to disclosure, as specified in the Access to Information and Protection of Privacy Act, 2015 (the Act):

Disclosure harmful to business interests of a third party

39. (1) The head of a public body shall refuse to disclose to an applicant information
- (a) that would reveal
 - (ii) commercial, financial, labour relations, scientific or technical information of a third party;
 - (b) that is supplied, implicitly or explicitly, in confidence; and
 - (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,
- (ii) result in similar information no longer being supplied to the public body when it is in the public interest that similar information continue to be supplied,

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, 2015** (the Act) (a copy of this section 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.

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

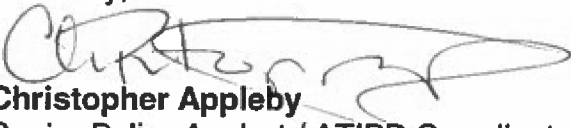
Telephone: (709) 729-6309
Toll-Free: 1-877-729-6309
Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court 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 has been enclosed for your reference).

Please be advised that this request will be published three business days after it is sent electronically to you or five business days in the case where records are mailed to you. The goal is to have the letter 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.

If you require any further questions, please contact me by telephone at (709) 729-1773 or by email at applebyc@gov.nl.ca.

Sincerely,


Christopher Appleby
Senior Policy Analyst / ATIPP Coordinator

Enclosure

Disclosure harmful to business interests of a third party

39. (1) The head of a public body shall refuse to disclose to an applicant information

- (a) that would reveal
 - (i) trade secrets of a third party, or
 - (ii) commercial, financial, labour relations, scientific or technical information of a third party;
- (b) that is supplied, implicitly or explicitly, in confidence; and
- (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,
 - (ii) result in similar information no longer being supplied to the public body when it is in the public interest that similar information continue to be supplied,
 - (iii) result in undue financial loss or gain to any person, or
 - (iv) reveal information supplied to, or the report of, an arbitrator, mediator, labour relations officer or other person or body appointed to resolve or inquire into a labour relations dispute.

(2) 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.

(3) Subsections (1) and (2) do not apply where

- (a) the third party consents to the disclosure; or
- (b) the information is in a record that is in the custody or control of the Provincial Archives of Newfoundland and Labrador or the archives of a public body and that has been in existence for 50 years or more.

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

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(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).

| | Our File # | Wording of request |
|-----|--------------|---|
| 1. | IIAS/27/2019 | "A Review of the Geneological Aspects of the Supplemental Research Submission of the Labrador Metis Association, August 1998", authored by Neil Reddekopp, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 2. | IIAS/28/2019 | "Aspects of Labrador Metis Social Organization", authored by Roger McDonnell, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 3. | IIAS/34/2019 | "Population Figures Provided by Methodist Missionaries for Central Labrador during the 1820's, undated [2006?], 7p.", authored by Hans Rollmann , and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 4. | IIAS/35/2019 | "The Labrador Letters and Journal of Rev. George Ellidge (1826/27), August 2007, 67p.", authored by Peter Laing, editor, , and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 5. | IIAS/36/2019 | ""The Labrador Journal of Rev. Richard Knight (1825), August 2007, 127p.", authored by Peter Laing, editor, , and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 6. | IIAS/37/2019 | ""The Labrador Journal of Rev. Thomas Hickson (1824), August 2007, 77p.", authored by Peter Laing, editor, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 7. | IIAS/38/2019 | "The 1765 map of Jens Haven; Linguistic, Toponymic, and Geographic Studies, August 2007", authored by Hans Rollmann, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 8. | IIAS/39/2019 | ""Anglican Beginnings and Aboriginality in 19th Century Southern and Central Labrador: Evidence from the Episcopal Visits to Labrador, Records of the Society for the Propagation of the Gospel, and hitherto unexamined Church Records of 1848 and 1849, 2008, 95p.", authored by Hans Rollmann, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 9. | IIAS/40/2019 | "Linguistic Analysis of Inuit Toponymy on Jens Haven's map of 1765 and Related Documents", authored by Douglas Warram , and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 10. | IIAS/41/2019 | "Assessment of Inuit Toponymy on Jen's Haven's Map of 1765", authored by Ludger Muller-Wille, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 11. | IIAS/42/2019 | "Moravian Missionary and Exploration Journeys South of Hopedale 1857-1900, 2007, 100p.", authored by Hans Rollmann and Allyson Davis, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 12. | IIAS/43/2019 | "Remarks about the Locations of the Inuit and the Map of 1765 in the German Trip Diary", authored by Hans Rollmann, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 13. | IIAS/44/2019 | "A Cartographic and Toponymic Analysis of the Jens Haven Maps of Coastal Labrador", authored by Gordon Handcock, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 14. | IIAS/45/2019 | "Guide to Labrador Church Records", authored by Elsa Flack, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |

| | Our File # | Wording of request |
|-----|-------------------|---|
| 15. | IIS/47/2019 | "Holdings Summary at the Peary-McMillan Museum (Bowdoin College) relevant to South/Central Labrador, May, 2009", authored by Greg Mitchell, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |
| 16. | IIS/49/2019 | "Change and Resilience: Inuit in Post-Contact Labrador, submitted in Sept of 2002 to LMN", authored by Maura Hanrahan, and any correspondence pertaining thereto, dated or likely to be dated August 1, 2018 to December 31, 2019. |