

Final Response

March 10, 2020

Dear Applicant:

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act, 2015 - FLR-25-2020

On February 11, 2020, the Department of Fisheries and Land Resources (FLR) received your request for access to the following records:

“Please provide a complete list of business financial assistance programs - defined as public funding provided to private sector entities in any form (e.g. subsidy, tax rebate, non-repayable loan, etc.) for determined outcomes - 1. Name of program 2. Total budget 3. Total funding approved for private sector entities 4. Total number of private sector entities who applied for funding 5. Total number of private sector entities who received funding Please provide the following information on each program for 2014-2015, 2015-2016, 2016-2017, 2017-2018, and 2018-2019.”

Please be advised that a decision has been made by the Deputy Minister for FLR to provide full access to the requested information.

Please be advised that you may appeal this decision and ask 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 request and why you are submitting the appeal.

The appeal may be addressed to the Information and Privacy Commissioner 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).

Please be advised that this letter 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. Please note that requests for personal information will not be posted online.

If you have any further questions, please contact me by telephone at 709-637-2354 or by email at Lisaneville@gov.nl.ca.

Sincerely,


Lisa Neville
ATIPP Coordinator

Right of access

8. (1) A person who makes a request under section 11 has a right of access to a record in the custody or under the control of a public body, including a record containing personal information about the applicant.

(2) The right of access to a record does not extend to information excepted from disclosure under this Act, but if it is reasonable to sever that information from the record, an applicant has a right of access to the remainder of the record.

(3) The right of access to a record may be subject to the payment, under section 25, of the costs of reproduction, shipping and locating a record.

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).

Provincial Training Program					
Fiscal Year	2014-15	2015-16	2016-17	2017-18	2018-19
Total Budget	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000
Total Funding Approved	\$20,000	\$20,000	\$20,000	\$20,000	\$19,977
Number of private entity applications received	3	2	7	2	2
Number of Private entities applications approved	3	2	7	2	2

Provincial Agrifoods Assistance Program					
Fiscal Year	2014-15	2015-16	2016-17	2017-18	2018-19
Total Budget	\$2,250,000	\$2,250,000	\$3,000,000	\$3,250,000	\$2,750,000
Total Funding Approved*	\$2,250,000	\$2,250,000	\$2,874,407	\$3,250,000	\$2,750,000
Number of private entity applications received	184	165	129	176	200
Number of Private entities applications approved	145	127	114	132	140

* Program savings are re-allocated to new approved projects as program saving are identified.

Agriculture and Agrifoods Development Fund					
Fiscal Year	2014-15	2015-16	2016-17	2017-18	2018-19
Total Budget	\$2,550,000	\$2,550,000	\$750,000	n/a	n/a
Total Funding Approved	\$1,413,095	\$1,250,000	\$750,000	n/a	n/a
Number of private entity applications received	2	2	1	n/a	n/a
Number of Private entities applications approved	2	2	1	n/a	n/a

Growing Forward 2					
Fiscal Year	2014-15	2015-16	2016-17	2017-18	2018-19
Total Budget	\$6,610,939	\$6,992,021	\$6,795,042	\$6,950,855	n/a
Total Funding Approved*	\$6,644,189	\$7,156,337	\$7,138,875	\$8,014,537	n/a
Number of private entity applications received	189	228	252	306	n/a
Number of Private entities applications approved	148	205	213	256	n/a

*Total amount approved is displayed and does not include amount actually expended on projects.

Canadian Agricultural Partnership					
Fiscal Year	2014-15	2015-16	2016-17	2017-18	2018-19
Total Budget	n/a	n/a	n/a	n/a	\$6,789,500
Total Funding Approved*	n/a	n/a	n/a	n/a	\$6,283,752
Number of private entity applications received	n/a	n/a	n/a	n/a	167
Number of Private entities applications approved	n/a	n/a	n/a	n/a	118

*Total amount approved is displayed and does not include amount actually expended on projects.

Aquaculture Capital Equity Program					
Fiscal Year	2014-15	2015-16	2016-17	2017-18	2018-19
Total Budget	\$17,665,000	\$0	\$0	\$0	\$250,000,000
Total Funding Approved*	\$17,655,000	\$0	\$0	\$0	\$250,000,000
Number of private entity applications received	1	1	0	0	0
Number of Private entities applications approved	1	0	0	0	1

*Application received during 2015/16 was approved in 2018/19.

Cranberry Industry Development Program					
Fiscal Year	2014-15	2015-16	2016-17	2017-18	2018-19
Total Budget	n/a	\$750,000	\$1,250,000	\$500,000	\$750,000
Total Funding Spent	n/a	\$535,296	\$720,254	\$285,375	\$357,600
Number of private entity applications received	n/a	8	7	6	5
Number of Private entities applications approved	n/a	8	7	6	5

* \$190,000 of total budget each year was allocated for internal costs associated with plant propagation, not paid to clients.

Limestone Program					
Fiscal Year	2014-15	2015-16	2016-17	2017-18	2018-19
Total Budget	\$411,800	\$411,800	\$411,800	\$411,800	\$411,800
Total Funding Spent	\$539,247	\$408,694	\$320,418	\$343,955	\$435,217
Number of private entity applications received	66	93	76	79	74
Number of Private entities applications approved	66	93	76	79	74