March 18, 2016

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act BTCRD/9/2016

On March 7, 2016, the Department of Business, Tourism, Culture and Rural Development received your request for access to the following records/information:

"The Department, formerly known as TCR, shall provide any and all information held within their records relating to Labrador Wildlife Expeditions Inc. and/or Damien Simms in connection to the issuance of Non-Resident Big Game licenses 3514 to 3524 inclusive, on or about July/August 2009. Information to include, but shall not be limited to, any correspondences of any nature, including Blackberry, that relate to the rationale used, and/or the approval process used, to release the NR Big Game wildlife licenses in the absence of current and valid 2009 Tourist Establishment License. Information to further include, but shall not be limited to, any and all details of discussions held by Todd Kent and Conservation Officers as noted in a November 19, 2009 Briefing Note prepared by John Angelopoulos. Any and all background information connected to this matter is hereby requested, in paper copy form, and posted to the Applicant."

Please be advised that, with approval from the Information and Privacy Commissioner under section 21(1) of the Access to Information and Protection of Privacy Act (the Act), this request has been refused in accordance with Section 21(1)(a), which states:

21. (1) The head of a public body may, not later than 5 business days after receiving a request, apply to the commissioner for approval to disregard the request where the head is of the opinion that

(a) the request would unreasonably interfere with the operations of the public body;
Please note that you may appeal this decision to Trial Division, pursuant to section 52 of the Act and a copy of this section of the Act has been enclosed for your reference.

If you have any further questions, please contact me by telephone at 729-6137 or by e-mail at ChristinaHarrington@gov.nl.ca.

Sincerely,

Christina Harrington
ATIPP Coordinator

Enclosure (1)

cc: Ed Ring, Commissioner
    Officer of the Information and Privacy Commissioner
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).

2015 cA-1.2 s52