Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act [Our File #: AES/011/2013]

On March 15, 2013, the Department of Advanced Education and Skills received your request for access to the following records:

I am requesting under the Access to Information Act:  
A copy of the 2013-14 plan submitted by AES to the federal government as outlined in Article 3.2 of the Labour Market Development Agreement:  
3.2 For each Fiscal Year during which Newfoundland and Labrador provides its NL Benefits and Measures, Newfoundland and Labrador will provide Canada with a plan which sets out: (a) the labour market issues which Newfoundland and Labrador intends to address during the coming Fiscal Year;  
(b) the array of NL Benefits and Measure to be offered during the coming Fiscal Year; and  
(c) the projected expenditures under each of the NL Benefits and Measures for the coming Fiscal Year

Please be advised that the 2013-14 plan is still in draft and is in the process of being finalized. Therefore, access to this record has been refused in accordance with the following exceptions to disclosure, as specified in the Access to Information and Protection of Privacy Act (the Act):

20. (1)(b) The head of a public body may refuse to disclose to an applicant information that would reveal the contents of a formal research report or audit report that in the opinion of the head of the public body is incomplete unless no progress has been made on it for more than 3 years.

Section 43 of the Act provides that you may ask the Information and Privacy Commissioner to review this refusal of access or you may appeal the refusal to the Supreme Court Trial Division. A request to the Commissioner shall be made in writing within 60 days of the date of this letter or within a longer period that may be allowed by the Information and Privacy Commissioner.
The address and contact information of the Information and Privacy Commissioner is as follows:

Office of the Information and Privacy Commissioner
34 Pippy Place
P. O. Box 13004, Stn. A
St. John’s, NL A1B 3V8

Telephone: (709) 729-6309
Facsimile: (709) 729-6500

In the event that you choose to appeal to the Trial Division, you must do so within 30 days of the date of this letter. Section 60 of the Act sets out the process to be followed when filing such an appeal.

If you have any further questions, please feel free to contact Janelle Kenway at 729-7920 or janellekenway@gov.nl.ca.

Yours sincerely,

[Darrin Pike]
Deputy Minister