RE: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act (Our File TW/050/2013)

On November 25, 2013, the Department of Transportation and Works received your request for access to the following records/information:

The package of briefing materials prepared for your minister when he/she assumed his/her post.

Please be advised that access to these records has been refused in accordance with section 7(4), as specified in the Access to Information and Protection of Privacy Act (the Act):

7(4) the right of access does not extend (1) to a record created solely for the purpose of briefing a member of the Executive Council with respect to assuming responsibility for a department, secretariat or agency.

Pursuant to this section, an applicant cannot request a minister’s briefing book provided upon assumption of responsibility for a department, secretariat or agency for a period of five years from the date he or she has been appointed.

Section 43 of the Act provides that you may ask the Information and Privacy Commissioner to review this partial refusal of access or you may appeal the refusal to the Supreme Court Trial Division. A request to the Information and Privacy 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 Commissioner.

The address and contact information of the Information and Privacy Commissioner is as follows:

Mr. Ed Ring, Commissioner
Office of the Information and Privacy Commissioner
2nd Floor, 34 Pippy Place
P.O. Box 13004, Stn. A
St. John's, NL
A1B 3V8
Telephone: (709) 729-6309 Facsimile: (709) 729-6500
Email: commissioner@oipc.nl.ca
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 the undersigned at 729-3676.

Sincerely,

[Signature]

BRENT MEADE
Deputy Minister