Dear [blank]

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act [Our File #: MIGA/15/2014]

On November 7, 2014, the Department of Municipal and Intergovernmental Affairs received your request for access to the following records:

1. Lawyer bought an abandoned cabin and land in Brigus Junction, NFLD, which was in a home (personal care home or nursing home) Clarke’s Beach or Holyrood. Why notice was not issued to remove cabin off land and structure no survey done first. Jamie Chippett provide all documents on #57170. Y/M/D Robert Dicks retired also Margaret Smith, Marshall Gillard, Randy Lawlor, Andrew Moulard. Also Gerry Oliver, Gert Carr with Canada Post. (Elizabeth Gloria Batten Postmaster)

Please be advised that your request has been considered by the department and I shall address your request in the following itemized list.

Item 1: "[blank] told the applicant that [blank] Lawyer bought [blank] abandoned cabin and land in Brigus Junction, NFLD, [blank] told her."

1. This appears to be a statement and not a request for records from the department.

Item 2: "Y/M/D was it in the 1980’s [blank] was in a home (personal care home or nursing home) Clarke’s Beach or Holyrood.

2. The department does not have any records related to item #2.

Item 3: "Why notice was not issued to [blank] #57170 remove cabin off land and structure no survey done first."

P.O. Box 8700, St. John’s, NL, Canada A1B 4J6 t 709.729-3052 f 709.729-0943
3. Please be advised that because the land was purchased in good faith (see previous ATIPP response file # ENV/14/2014) and the cabin existed on the land prior to the Crown Lands application, a notice of removal was not required. In instances such as this where land is purchased in good faith and an application is subsequently made to the Crown for said parcel, and the application is approved, there is no requirement to initiate removal. In regards to the portion of your request regarding why a survey was not conducted first, I note that a survey is not required by the Crown Lands Administration Division until it has been officially requested, subsequent to the approval of an application.

Item 4: “Jamie Chippett provide all documents on #57170.”

4. With regards to this portion of your request, this information was previously provided to you by the Department of Environment and Conservation. In accordance with Section 13 of the Access to Information and Protection of Privacy Act (the “Act”), the department is not required to provide information that has been previously disclosed, and therefore we will not be providing duplicate information. Specifically, section 13 states:

“The head of a public body may refuse to disclose a record or part of a record where the request is repetitive or in comprehensible or is for information already provided to the applicant.”

Item 5: “Y/M/D Robert Dicks retired also Margaret Smith, Marshall Gillard, Randy Lawlor, Andrew Mouland.”

5. Please find below information as it relates to item #5.

<table>
<thead>
<tr>
<th>Individual</th>
<th>Retirement</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Robert Dicks</td>
<td>2014/07/31</td>
</tr>
<tr>
<td>Ms. Margaret Smith</td>
<td>2014/02/25</td>
</tr>
<tr>
<td>Mr. Andrew Mouland</td>
<td>2013/11/22</td>
</tr>
</tbody>
</table>

Please note that the two other mentioned individuals have not retired.

Item 6: “Also Gerry Oliver, Gert Carr with Canada Post. (Elizabeth Gloria Batten Postmaster)”

6. The department does not have any records related to item #6.

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:

Office of the Information and Privacy Commissioner
34 Pippy Place
P. O. Box 13004, Stn. A
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.

Please be advised that responsive records 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. It is the goal to have the responsive records posted to the Office of Public Engagement's 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 have any further questions, please feel free to contact Mr. Scott Winters, ATIPP Coordinator, at (709) 729-6528.

Sincerely,

[Signature]
Colleen Janes
Deputy Minister for Municipal Affairs