October 9, 2018

ATIPPA, 2015 section 40.(1)

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act, 2015 [Our File #: AESL/035/2018]

On September 11, 2018 the Department of Advanced Education, Skills and Labour received your request for access to the following records/information:

"Please provide all correspondence (letters, emails, briefing notes, notes) made in relation to appointments or vacancies or potential appointments or recommendation of candidates of any board, agency or commission position under the Ministers/Department responsibility since May 2016."

Per our email correspondence on September 13, 2018, you indicated you would narrow the request to include only "...Workplace NL and limit it to department executive (Minister, Deputy, Assistant Deputies) and the Director of Policy, Strategic Planning and Quality Assurance."

I am pleased to inform you that your request for access to this information has been granted in part and the responsive records are attached. Access to the remaining records, and/or information contained within the records, has been refused in accordance with the following exceptions to disclosure, as specified in the Access to Information and Protection of Privacy Act, 2015 (the act):

Section 27.(1) In this section, "cabinet record" means

  g. a record created for or by a minister for the purpose of briefing that minister on a matter for the Cabinet; and

  h. a record created during the process of developing or preparing a submission for the Cabinet;

Section 27.(2) The head of a public body shall refuse to disclose to an applicant

a. a cabinet record

b. information in a record other than a cabinet record that would reveal the substance of deliberations of Cabinet.

Section 40. (1) The head of a public body shall refuse to disclose personal information to an applicant where the disclosure would be an unreasonable invasion of a third party's personal privacy.
Please note that the following pages have been redacted in their entirety and as such were removed from the attached.

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As required by subsection 8.(2) of the act, we have severed information that is excepted from disclosure and have provided you with as much information as possible.

Section 42 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 15 business 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  
2 Canada Drive  
P. O. Box 13004, Stn. A  
St. John’s, NL A1B 3V8

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

In the event you wish to appeal to the Supreme Court, you must do so within 15 business days of the date of this letter. Section 52 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 days in the case where records are mailed to you. It is the goal to have the responsive records posted to the Completed Access to Information requests website within one day following the applicable period of time.
If you have any further questions, please feel free to contact the undersigned at (709) 729-4276 or SharonSeaward@gov.nl.ca.

Sincerely,

[Signature]

SHARON SEAWARD
ATIPP Coordinator

Attachment
From: Hewitt, Amanda L
Sent: Tuesday, August 07, 2018 3:06 PM
To: Boychuk, Rob
Cc: Priddle, Rosalind M.
Subject: RE: ABC Database: Workplace NL Board of Directors - Worker Rep appointed
OC2018-138; CNA pending

Hi Rob,

Yes, July 7, 2018 would be the “current date”. Please update the database accordingly.

Thanks,
Amanda

From: Boychuk, Rob
Sent: Tuesday, August 07, 2018 1:56 PM
To: Hewitt, Amanda L.
Cc: Priddle, Rosalind M.
Subject: ABC Database: Workplace NL Board of Directors - Worker Rep appointed OC2018-138; CNA pending

Hi Amanda,

I checked the OC database and found the recent OC appointing Wayde Gerald Rowsell to the Board of Directors for a three year term. The order date was July 7, 2018 and the order text says that the three year term is in effect from a “current date”. Can you confirm that the order date of July 7, 2018 is the current date? Once confirmed I can update the database including the term (e.g. July 7, 2018 to July 6, 2021).

I am waiting to see the OC formalizing the interim President (Bruce Hollett) appointment so I can update the CNA database as well.

Cheers,
Rob
Seaward, Sharon M.

From: Priddle, Rosalind M.
Sent: Tuesday, August 07, 2018 2:34 PM
To: Boychuk, Rob; Hewitt, Amanda L.
Subject: RE: ABC Database: Workplace NL Board of Directors - Worker Rep appointed OC2018-138; CNA pending

Also to add Rob – question that Amanda and I had for you today. Please KIV if it means we have to wait. I’ve KIV’d it until then as well.

Thanks
Ros

From: Boychuk, Rob
Sent: Tuesday, August 07, 2018 1:56 PM
To: Hewitt, Amanda L.
Cc: Priddle, Rosalind M.
Subject: ABC Database: Workplace NL Board of Directors - Worker Rep appointed OC2018-138; CNA pending

Hi Amanda,

I checked the OC database and found the recent OC appointing Wayde Gerald Rowsell to the Board of Directors for a three year term. The order date was July 7, 2018 and the order text says that the three year term is in effect from a “current date”. Can you confirm that the order date of July 7, 2018 is the current date? Once confirmed I can update the database including the term (e.g. July 7, 2018 to July 6, 2021).

I am waiting to see the OC formalizing the interim President (Bruce Hollett) appointment so I can update the CNA database as well.

Cheers,

Rob
Seaward, Sharon M.

From: Smyth, Mike
Sent: Monday, May 08, 2017 4:45 PM
To: Sutton, Alicia L.
Cc: Howe, Deanne
Subject: RE: WorkplaceNL Board of Directors

Thanks Alicia,

I will work on this tomorrow to see how best to incorporate the upcoming expiration. The final two chairperson interviews are tomorrow, the first one on Friday was excellent.

Mike

From: Sutton, Alicia L.
Sent: Monday, May 08, 2017 4:36 PM
To: Smyth, Mike
Cc: Howe, Deanne
Subject: FW: WorkplaceNL Board of Directors

Hello Mike:

As discussed last week RE: Workplace NL, we are hoping that the forthcoming recommendation will also address the July 16, 2017 expirations as well....

Application should now be in your system.

As discussed the other two are representatives (NLFL and NLEC) are outside the IAC process, but it appears they’ll be supported for an extended term.

Alicia

From: Howe, Deanne
Sent: Monday, May 08, 2017 3:30 PM
To: Sutton, Alicia L.
Subject: WorkplaceNL Board of Directors

Hi,

Dennis has confirmed [redacted] has submitted an application through the IAC portal. Let me know if you will be reaching out to Mike, or if you need me to call him.

Also please see attached for the letter from the Federation of Labour nominating Greg pretty as the NLFL rep on the Board. Dennis will advise as soon as he receives anything from the NLEC.

Thanks

D

Deanne Howe
Corporate Services Branch
Department of Advanced Education, Skills and Labour
709-729-6551
From: Hogan, Dennis [mailto:Dennis.Hogan@workplacenl.ca]
Sent: Monday, May 08, 2017 3:24 PM
To: Howe, Deanne
Subject: FW: WorkplaceNL Board of Directors Nomination - Mr. Greg Pretty

From: Trimper, Perry [mailto:Perry.Trimper@gov.nl.ca]
Sent: Monday, May 8, 2017 2:56 PM
To: Hogan, Dennis; Dutton, Sean; Murphy, Ian
Subject: Fw: WorkplaceNL Board of Directors Nomination - Mr. Greg Pretty

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Jennifer Rideout <jrideout@nlif.nf.ca>
Sent: Monday, May 8, 2017 11:10 AM
To: Trimper, Perry
Cc: Mary Shortall; Dennis.Hogan@workplacenl.ca; elizabeth.forward@workplacenl.ca
Subject: WorkplaceNL Board of Directors Nomination - Mr. Greg Pretty

Good Morning Minister Trimper,

Please find attached, a letter of nomination (including Bio and Nomination Form) from Mary Shortall, President of the Newfoundland & Labrador Federation of Labour, nominating Greg Pretty for re-appointment to the WorkplaceNL Board of Directors.

I will be sending the original letter and nomination forms to you in the mail. If you have any questions or require further information, please contact me via email or here at our office.

Regards,

Jennifer

Jennifer Rideout
Executive Secretary
Newfoundland & Labrador Federation of Labour
P.O. Box 8597
St. John’s, NL
A1B 3P2
Ph: (709) 754-1660; Fax: (709) 754-1220
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Good Morning Anne

Please find enclosed a signed copy of letter for Hon. Clyde Wells regarding WorkplaceNL Board of Directors. A original will be sent to you via internal mail.

Kindest regards,
Donna
Hon. Clyde K. Wells, Q.C.
Chair
Independent Appointments Commission
50 Mundy Pond Road
St. John's, NL A1B 4J6

Dear Mr. Wells:

I am writing to request the Independent Appointment Commission take the necessary action to recommend candidates for the WorkplaceNL Board of Directors.

The WorkplaceNL Board of Directors currently has vacant positions as well as expired terms. Please accept this as my request to proceed with the recruitment process to identify suitable candidates for the following positions with the WorkplaceNL Board of Directors:

- Chairperson
- Public (Injured Worker) Representative
- Work Representative
- Employer Representative

While all positions are a priority, highest priority for the Board at the current time would be the role of Chairperson which has been vacant since December 2015. I understand the Independent Appointments Commission has the WorkplaceNL Profile which outlines the nature of the Board's work. If however, subject matter expertise is required throughout the selection process, the CEO of WorkplaceNL, Mr. Dennis Hogan, may be engaged in relation to same.

I trust this is satisfactory. If you require anything further, please contact me at your convenience.

Sincerely,

EDDIE JOYCE, MHA
District of Humber Bay of Islands
Minister Responsible for WorkplaceNL

cc Ms. Jackie Lake Kavanagh, ADM
Advanced Education, Skills and Labour

Mr. Bruce Holland, Chair and CEO
Public Service Commission
Email Message

From: Departments [SMTP dcnpsharepoint@gov.nl.ca]
To: Foote, Sheila M [SMTP: SFoote@gov.nl.ca]
Cc: 
Sent: 11/14/2016 at 3:20 PM
Received: 11/14/2016 at 3:20 PM
Subject: DCPE Collect Feedback Workflow Task has started.

DCPE Collect Feedback Workflow Task has started.

Participants are: 199;#DEPT ServiceNL EAS

Due by: 1/1/0001 12:00:00 AM

Each person will receive a task to review and provide feedback. The tasks will be assigned one at a time for participants shown above.

Comments:
DCPE Collect Feedback Workflow Task started by Foote, Sheila M on 11/14/2016 3:20 PM
Comment: Sending on behalf of Deputy Minister Dooling for Minister Joyce's signature. Please provide a copy of signed letter for our records. Thank you.
Sheila
3502

View the status of this workflow.
Hon. Clyde K. Wells, Q.C
Chair
Independent Appointments Commission
50 Mundy Pond Road
St. John's, NL A1B 4J6

Dear Mr. Wells:

I am writing to request the Independent Appointment Commission take the necessary action to recommend candidates for the WorkplaceNL Board of Directors.

The WorkplaceNL Board of Directors currently has vacant positions as well as expired terms. Please accept this as my request to proceed with the recruitment process to identify suitable candidates for the following positions with the WorkplaceNL Board of Directors:

- Chairperson
- Public (Injured Worker) Representative
- Worker Representative
- Employer Representative

While all positions are a priority, highest priority for the Board at the current time would be the role of Chairperson which has been vacant since December 2015. I understand the Independent Appointments Commission has the WorkplaceNL Profile which outlines the nature of the Board’s work. It however, subject matter expertise is required throughout the selection process. the CFO of WorkplaceNL, Mr Dennis Hogan, may be engaged in relation to same.

I trust this is satisfactory. If you require anything further, please contact me at your convenience.

Sincerely,

[Signature]

EDDIE JOYCE, MHA
District of Humber Bay of Islands
Minister Responsible for WorkplaceNL.

cc: Mr. Jackie Lake Kavanagh, ADM
Advanced Education, Skills and Labour

Mr. Bruce Hollett, Chair and (11)
Public Service Commission
February 7, 2017

Mr. Clyde Wells, Chairperson
Independent Appointments Commission
P. O. Box 8700
50 Mundy Pond Road
St. John's, NL A1B 4J6

Dear Mr. Wells

I am writing to request that the Independent Appointments Commission take the necessary action to reopen recruitment for the Workplace NL Board of Directors.

In light of this, I ask that you commence secondary recruitment to provide additional recommendations for the Chair position. As well, the Workplace NL Board of Directors currently has vacant positions and expired terms. Please accept this as my request to proceed with the recruitment process to identify suitable candidates for the following positions:

- Chairperson
- Public (Injured Worker) Representative
- Worker Representative
- Employer Representative

While all positions are a priority, the role of Chair has been vacant since December 2015 and remains our highest priority.

I understand that the Independent Appointments Commission has the Workplace NL profile on file. If however, subject matter expertise is required throughout the selection process, Mr. Dennis Hogan, Chief Executive Officer of Workplace NL, is available to assist.
Thank you for your attention to this matter.

Sincerely,

[Signature]

HON. EDDIE JOYCE, MHA
District of Humber - Bay of Islands
Minister Responsible for WorkplaceNL

Cc: Ms. Fiona Langor, Assistant Deputy Minister
    Workforce Development, Labour & Immigration

    Mr. Dennis Hogan, CEO
    WorkplaceNL

    Mr. Bruce Hollett, Chair and CEO
    Public Service Commission
From: Galway, Leslie [mailto:Leslie.Galway@workplacenl.ca]
Sent: Friday, September 23, 2016 04:18 PM
To: Joyce, Eddie
Cc: Dooling, Genevieve (AES)
Subject: RE: Workplace NL Board Nomination Letter

Dear Minister,

I have sent this forward to Bruce Hollett for the purpose of the Independent Appointments Committee. Bruce has confirmed receipt and will take the appropriate action from here.

Leslie

Workplace Health, Safety and Compensation Commission

Leslie E. Galway, CPA CA, MBA, ICD.D. Chief Executive Officer
leslie.galway@workplacenl.ca  l 709.778.1225  f 709.778.1241  w workplacenl.ca

This communication and any attachments are confidential. If you are not the intended recipient, any use, distribution, disclosure, printing, or copying of this communication is strictly prohibited. If you received this in error, please notify me and immediately delete or shred all versions of same.

From: Joyce, Eddie [mailto:ejoyce@gov.nl.ca]
Sent: Friday, September 23, 2016 3:28 PM
To: Galway, Leslie
Cc: Dooling, Genevieve (AES)
Subject: FW: Workplace NL Board Nomination Letter

Please take appropriate action. Thank you, Eddie

From: Jennifer Rideout [mailto:trideout@nflf.nf.ca]
Sent: Friday, September 23, 2016 12:51 PM
To: Joyce, Eddie
Cc: Mary Shortall; 'Dawn Learning'; 'Galway, Leslie'
Subject: Workplace NL Board Nomination Letter
Good Afternoon Minister Joyce,

Please see the attached letter of nomination from Mary Shortall, President of the Newfoundland & Labrador Federation of Labour. I will be sending the originals in the mail. If you have any questions, please contact me via email or here at our office.

Regards,
Jennifer

Jennifer Rideout
Executive Secretary
Newfoundland & Labrador Federation of Labour
P.O. Box 8597
St. John’s, NL
A1B 3P2
Ph: (709) 754-1660; Fax: (709) 754-1220
Email: jrideout@nflf.nf.ca

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