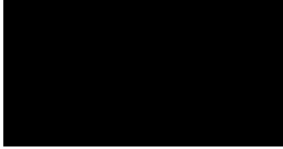


November 23, 2018



Dear :

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act (JPS/209/2018)

On November 9, 2018, the Department of Justice and Public Safety (JPS) received your request for access to the following records:

“All documents including correspondences (including email and letters), slides, notes and memoranda exchanged between any third-party, not including the Newfoundland and Labrador Centre for Health Information or the Pharmacy Board of Newfoundland and Labrador, and the Dept. of Justice and Public Safety respecting the Pharmacy Network.”

On November 16, 2018, you confirmed that the timeframe for your request was January 1, 2016 – December 31, 2016. Additionally, you agreed to the following approach in terms of searching for records: the department would search its records database. If any responsive records were associated with a particular JPS employee, their records would then be searched.

Please be advised that a decision has been made by the Deputy Minister of JPS to provide access to some of the requested information. However, access to the remainder of the information/records has been refused in accordance with the following exception to disclosure, as specified in the Access to Information and Protection of Privacy Act (the Act):

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.

Additionally, the majority of the information, including page three of the records, has been removed as non-responsive to your request, as it does not relate to the Pharmacy Network.

The Access to Information and Protection of Privacy Act (Act) requires us to provide an advisory response within 10 days of receiving the request. As this request has been completed prior to day 10, this letter also serves as our Advisory Response.

Please be advised that you may ask the Information and Privacy Commissioner to review the processing of your access request as set out in section 42 of the Act (a copy of this section of the Act has been enclosed for your reference). A request to the Commissioner must 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 appeal may be addressed to the Information and Privacy Commissioner 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
Toll-Free: 1-877-729-6309
Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act (a copy of this section of the Act has been enclosed for your reference).

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 Completed Access to Information Requests 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 questions please contact me by telephone at 709-729-7128, or by email at sonjaelgohary@gov.nl.ca.

Sincerely,



Sonja El-Gohary
ATIPP Coordinator

Access or correction complaint

42. (1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

(2) A complaint under subsection (1) shall be filed in writing 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) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.

(4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

(5) The commissioner may allow a longer time period for the filing of a complaint under this section.

(6) A person or third party who has appealed directly to the Trial Division under subsection 52 (1) or 53 (1) shall not file a complaint with the commissioner.

(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21 ;

(b) a decision respecting an extension of time under section 23 ;

(c) a variation of a procedure under section 24 ; or

(d) an estimate of costs or a decision not to waive a cost under section 26 .

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.

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).

El-Gohary, Sonja

From: Inquiries, Justice General </O=PSNL/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=JUSTICE>
Sent: Tuesday, July 5, 2016 9:17 AM
To: Stewart, Rhonda
Subject: FW: Response from Council of Independent Community Pharmacy Owners
Attachments: Minister Haggie response June 2016 proposed meeting.docx

For the Minister.

s.40(1)

From: Sue Kelland-Dyer [mailto:]
Sent: Monday, July 04, 2016 9:07 PM
To: Minister, HCS
Cc: Minister, Finance; Inquiries, Justice General; Premier,; Mitchelmore, Christopher; jdallan@cabotbusiness.ca; Robert Doyle; Phil O'Keefe; Mary Byrne; Beverley Vey; karen francis; Bill Simmons; Todd Squires
Subject: Response from Council of Independent Community Pharmacy Owners

Please see response attached. Time sensitive.

Thank you.

All information redacted on this page has been removed as non-responsive

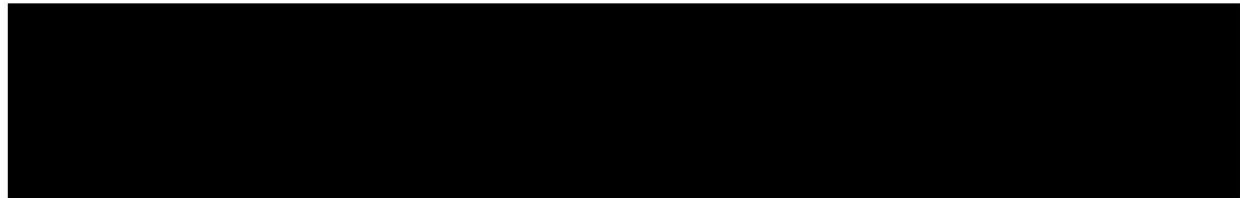
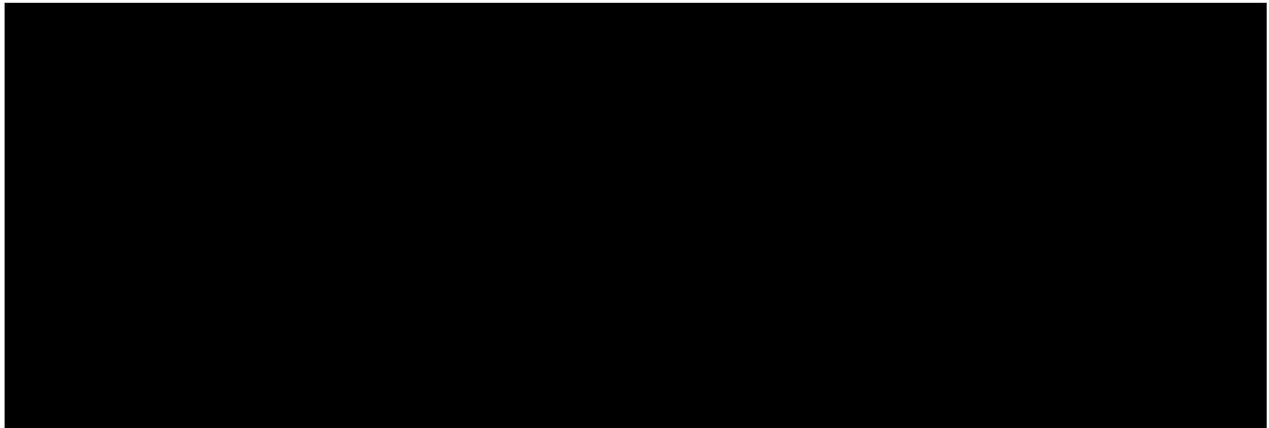


The Honourable John Haggie
Minister of Health and Community Services
Government of Newfoundland and Labrador
2016-07-04

Dear Minister Haggie,

Thank you for your invitation to the CICPO of June 30th for a meeting, Thursday July 7th.

Further, thank you for your correspondence regarding the Premier's position on matters related to pharmacy business.



Under the identification of efficiencies one might expect: pharmacy network, NLPDP privatization, prescribing errors, OTC coverage (new with 2016 budget), drug review committee, Sanis, and generic drug utilization.

