April 8, 2019

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act [Our File #: FIN-23-2019]

On March 11, 2019, the Department of Finance received your access to information request for the following:

“Please provide the estimated annual loss in revenue related to the tax breaks for Craft Beer industry. Please provide the cost estimates associated with the Search and Rescue Inquiry planned for 2019. Please provide estimated costs associated with Ms. Ann Marie Hann review of the Provincial Solid Waste Management Strategy. Please provide estimated costs associated with the Accessibility Legislation Engagement process.”

On March 25, 2019, you were advised that the Department of Finance would only have custody of the records responsive to the Craft Beer Industry portion of the above request.

As such, Finance wishes to advise that your request for access to information as it relates to the estimated loss in revenue for the Craft Beer industry has been denied.

It is noted that the information requested is a memorandum to Cabinet, and/or was created during the development or preparation of a submission to Cabinet which is a Cabinet decision making process. As such, and in accordance with the Access to Information and Protection of Privacy Act, 2015 (the Act), access must be denied in accordance with the following exceptions to disclosure:

Cabinet Confidences:

27. (1) In this section, "cabinet record" means
   (c) a memorandum, the purpose of which is to present proposals or recommendations to the Cabinet;
(h) a record created during the process of developing or preparing a submission for the Cabinet

(2) The head of a public body shall refuse to disclose to an applicant
(a) a cabinet record

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 Access to Information and Protection of Privacy Act (the Act).

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 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
Toll-Free: 1-877-729-6309
Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act.

Please be advised that this response 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 response 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 further questions, please feel free to contact the undersigned by telephone at 709-729-2082, or by email at bethbartlett@gov.nl.ca.

Sincerely,

Beth Bartlett, CIAPP-C
ATIPP Coordinator