

May 22, 2019



Dear :

**Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act, 2015 [JPS/41/2019]**

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On April 23, 2019, the Department of Justice and Public Safety (JPS) received your request for access to the following records:

**“Total cost of uniforms for corrections officers for the entire province, including total cost of issued Canada Goose jackets and Blundstone boots for COs and how many COs have been outfitted. Any and all dialogue pertaining to the reasoning behind issuing aforementioned items for uniforms.”**

On April 23, you advised that the timeframe for the request could be the 2018-19 fiscal year, unless discussions regarding the uniforms took place prior to that time. On May 2, 2019, you were advised that Canada Goose jackets have been bought by officers in Labrador since 1984, and since 2006 or 2007 in other regions. Therefore, you agreed to narrow the scope of your request to the purchase of Blundstone boots, which started this past year. Additionally, you requested a list of the items that corrections officers can order, as well as the individual budget for uniforms per officer.

Please be advised that a decision has been made by the Deputy Minister of JPS to provide access to most of the requested information. However, access to some information has been refused in accordance with the following exception to disclosure, as specified in the Access to Information and Protection of Privacy Act, 2015 (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.

In regards to the information requested:

- Total spent on uniforms in 2018-19: \$410,831.72
- Total spent on Blundstone boots: \$79,503.93
- # of officers/managers who ordered Blundstone boots in 2018-19: 228
- Dialogue pertaining to the reasoning behind issuing aforementioned items for uniform: see attached (pages 1-2)
- List of items officers/managers can order: see attached (schedule E - page 3)
- Individual budget for uniforms per officer: see attached (scheduled E - page 3). Please note that the amount allotted for uniforms is based on a six-year cycle, and the amount varies depending on the year. Additionally, please note that the fiscal years listed on schedule E are incorrect.

They should be as follows:

- Year 1 – 2016/17
- Year 2 – 2017/18
- Year 3 – 2018/19
- Year 4 – 2019/20
- Year 5 – 2020/21
- Year 6 – 2021/22

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 has been enclosed for your reference). A request to the Commissioner must be made in writing not later than 15 business days of the date of this letter or 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 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](mailto: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).

**From:** [Gibbons, Diana L.](#)  
**To:** [Nagle, Ken P.](#)  
**Cc:** [Simms, Chris](#); [Cumby, Fred D.](#); [Hanlon, Randy J.](#)  
**Subject:** RE: Bluntstone Boot  
**Date:** Thursday, January 18, 2018 8:38:39 AM

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Ken,

After speaking with Captain Cumby about previous practice in altering uniform issue, this normally comes from the approval of the Superintendent. I would recommend you wait until that position is filled to discuss changing the uniform issue.

Diana

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**From:** Nagle, Ken P.  
**Sent:** Wednesday, January 17, 2018 3:18 PM  
**To:** Gibbons, Diana L. <[dianagibbons@gov.nl.ca](mailto:dianagibbons@gov.nl.ca)>  
**Cc:** Simms, Chris <[ChrisSimms@gov.nl.ca](mailto:ChrisSimms@gov.nl.ca)>; Cumby, Fred D. <[fredcumby@gov.nl.ca](mailto:fredcumby@gov.nl.ca)>; Hanlon, Randy J. <[randyhanlon@gov.nl.ca](mailto:randyhanlon@gov.nl.ca)>  
**Subject:** RE: Bluntstone Boot

Ok I will let Chris Simms know.

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**From:** Gibbons, Diana L.  
**Sent:** January 17, 2018 12:47 PM  
**To:** Nagle, Ken P.  
**Cc:** Simms, Chris; Cumby, Fred D.; Hanlon, Randy J.  
**Subject:** RE: Bluntstone Boot

I am good to meet to discuss on Friday morning.

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**From:** Nagle, Ken P.  
**Sent:** Wednesday, January 17, 2018 11:12 AM  
**To:** Gibbons, Diana L.  
**Cc:** Simms, Chris; Cumby, Fred D.; Hanlon, Randy J.  
**Subject:** RE: Bluntstone Boot

Hi,

Yes that is totally understandable. There are also a few other items that we would like to discuss and get you option on. We are back to work Friday if everyone was available for a few minutes to discuss, we can send out a meeting request if you like.

Kenny

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**From:** Gibbons, Diana L.  
**Sent:** January 16, 2018 8:40 PM  
**To:** Nagle, Ken P.  
**Cc:** Simms, Chris; Cumby, Fred D.; Hanlon, Randy J.  
**Subject:** RE: Bluntstone Boot

Ken,

I would rather have a discussion with the all of the uniform committee at same time about this. I am not familiar with the process the uniform committee uses to insert/remove items from the uniform issue.

Diana

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**From:** Nagle, Ken P.

**Sent:** Tuesday, January 16, 2018 7:00 PM

**To:** Gibbons, Diana L. <[dianagibbons@gov.nl.ca](mailto:dianagibbons@gov.nl.ca)>

**Cc:** Simms, Chris <[ChrisSimms@gov.nl.ca](mailto:ChrisSimms@gov.nl.ca)>; Cumby, Fred D. <[fredcumby@gov.nl.ca](mailto:fredcumby@gov.nl.ca)>; Hanlon, Randy J. <[randyhanlon@gov.nl.ca](mailto:randyhanlon@gov.nl.ca)>

**Subject:** Bluntstone Boot

Diana,

As per discussions we had as a uniform committee; We recommend and seek your approval to add the Bluntstone boot to our uniform issue. This boot is a proven boot and has a great reputation for durability, comfort and practicality. There are a couple different models that are available to choose from. Below is a link to Fire Fighters station boot that are worn by Fire fighters across the country. We have also been told the Canadian Coast Guard, Port Authority and City of St. John's employees have added them to their uniform issue. [REDACTED] and most correctional staff were very positive about this addition.

s.40(1)

This boot will not replace any of the Bates or Danner boots on our issue, But be another option for staff. <https://www.blundstone.ca/pages/firefighters-station-boot>

If you have any questions, feel free to contact myself or any member of the uniform committee

Kenny

**\*SCHEDULE E**  
**CLOTHING**

	<b>2014/15 Year 1</b>	<b>2015/16 Year 2</b>	<b>2016/17 Year 3</b>	<b>2017/18 Year 4</b>	<b>2018/19 Year 5</b>	<b>2019/20 Year 6</b>
Gortex Patrol Jacket			298.00			298.00
All-Weather Pants (Liner)			179.20			179.20
Gortex Gloves	49.75	49.75	49.75	49.75	49.75	49.75
Summer Hat			27.40			27.40
Winter Hat			36.40			36.40
Twill Weave Trousers	241.80	241.80	241.80	241.80	241.80	241.80
Trouser Liner	62.59		62.59		62.59	
L/S Shirts	86.68	86.68	86.68	86.68	86.68	86.68
S/S Shirts	84.50	84.50	84.50	84.50	84.50	84.50
Leather Belt			11.62			11.62
Ties	5.45	5.45	5.45	5.45	5.45	5.45
Footwear (Boots)	291.90		291.90		291.90	
Gortex Sweater			106.65			106.65
Gaiters			34.50			34.50
Socks	15.00	15.00	15.00	15.00	15.00	15.00
Toe Rubbers			9.50			9.50
<b>TOTALS</b>	<b>837.67</b>	<b>483.18</b>	<b>1540.94</b>	<b>483.18</b>	<b>837.67</b>	<b>1186.45</b>
Coveralls			62.50			62.50
Logans			70.00			70.00
<b>TOTALS</b>	<b>837.67</b>	<b>483.18</b>	<b>1673.44</b>	<b>483.18</b>	<b>837.67</b>	<b>1318.95</b>