

From: Dennis Young [<mailto:dennisyoung@telus.net>]

Sent: September-25-15 12:01 PM

Subject: RE: Privacy Complaint file (PA-041149)

Hi Brad: I can't drop my complaint (PA-041149) without a written response from the Privacy Commissioner explaining the reasons why I should drop it. I don't need a Criminal Record check, I just want to know if I have ever been the subject of a CPIC incident that resulted in a FIP report being sent to the CFO, either in Ontario where I lived between 1994 and June 2007 and Alberta where I have lived since June 2007 to present. If the Privacy Commissioner tells me I have never been the subject of a FIP report, that will satisfy me. I go back to this RCMP ATIP Officer's own concerns about errors in the FIP reports: *I agree with you on this Dennis. Erroneous flags can be very harmful to law abiding people. To my knowledge there is no avenue to correct them which should be addressed at some level.* See the copy of his e-mail attached. Below are some additional documents that I have found that give me reasons to question what information police are collecting on me without my knowledge.

(1) RCMP Canadian Firearms Program - Program Evaluation - February 2010

<http://www.rcmp-grc.gc.ca/pubs/fire-feu-eval/eval-eng.pdf>

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- Continuous eligibility checks identified over 97,000 potential public safety issues (Firearms Interest to Police);
- FIP hits led to 466 Licence Refusals and 1701 Licence Revocations;

Continuous-eligibility screening is one of the most innovative features of the CFP. Rather than just doing background checks at the time of licensing and renewal (as was done under previous legislation), the CFRS is dynamic and continuously updated as new information comes to the attention of the police and courts concerning the behaviour of licence holders. All current holders of firearms licences, POL (Possession Only) and PAL (Possession and Acquisition of further firearms), are recorded in the Canadian Firearms Information System (CFIS). CFIS automatically checks with the Canadian Police Information Centre (CPIC) every day to determine whether a licence holder has been the subject of an incident report in CPIC. All matches generate a report entitled Firearms Interest Police (FIP) that is automatically forwarded to the CFO in the relevant province for follow-up. Some of these reports require no further action, but others may lead to review of the individual's licence and may result in its revocation. . Continuous-eligibility screening reduces the likelihood that an individual who has shown they are a risk to public safety will be permitted to retain possession of firearms.

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Number of confirmed FIP reports by province Total = 97,374

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Recommendation 9: That police officers be made aware of the importance, within their provincial jurisdiction, of reporting subjects with mental health concerns. Reporting correct FIP codes, as they relate to mental health, is important to ensure action is taken by the CFO. Reporting procedures as well can vary by police service, so it is important the CFP provides direction on this issue to ensure national consistency.

Recommendation 10: That the RCMP operational policies about reporting mental health incidents to the CFO be updated and further reference Firearms Interest Police (FIP) reporting.

MY NOTE: I don't think it's too difficult for the RCMP to determine if I have ever been "the subject of an incident report in CPIC" and then matched to "generate a report entitled Firearms Interest Police (FIP) that is automatically forwarded to the CFO in the relevant province for follow-up." Was my name ever the subject of correct or incorrect FIP code? It's not good enough to conclude that I must have no FIP reports because I still have my firearms license. If the FIP report was entered in error, I would never have known what was reported about me - and that is the crux of the problem with the Firearms Interest Police "enforcement tool" as you call it. Gun owners deserve to know what is being collected by police about them and have an opportunity to correct these police records.

(2) FIP is part of RCMP - PERSONAL INFORMATION BANKS - Operational Case Records

<http://www.rcmp-grc.gc.ca/atip-aiprp/infosource/pib-frp-eng.htm#ppu015>

EXCERPT from "Consistent Uses": *Firearms officers have access to a subset of information in PIRS, PROS, PRIME and Halifax RMS in order to administer the Firearms Program. In fact, firearms officers have direct access to a limited subset of information in PIRS. This data is used to supplement information in the **Firearms Interest Police (FIP)** category of the Canadian Police Information Centre (CPIC), in accordance with the general criteria set forth in subsection 5(2) of the Firearms Act. This information may also be used for research, planning, training, evaluation and audit, statistical purposes and may be matched with information from other personal information banks and/or program records. **All linkages for the purpose of administration or enforcement of the law and in the detection, prevention or suppression of crime are in compliance with the provisions of the Privacy Act.** Information collected and stored in the National DNA Bank may be shared with Interpol, Canadian Criminal Real Time Identification Services (CCRTIS), CPIC, public forensic laboratory and National Police Services (NPS).*

MY NOTE: If FIP is part of one of the RCMP's Personal Information Banks and in compliance with provisions of the Privacy Act, it would seem to follow that I should be able to have access to any information the RCMP has collected about me in a FIP report.

(3) Here are examples of FIP reports in this RCMP document:

Hudson Bay Police Report - March 2011

<http://www.rcmp-grc.gc.ca/sk/detachs/hudsonbay/reports-rapports/201103-eng.htm>

MY NOTE: These FIP reports list real police files, offences, dates and times, not just a code as you said in our telephone calls. In this report the FIP reports seem to be properly coded but I'm pretty sure FIP reports are also sent by police when no offence occurs?

(4) Commissioner of Firearms Report - 2013

Continuous Eligibility Screening of Firearms Licence Holders

<http://www.rcmp-grc.gc.ca/cfp-pcaf/rep-rap/2013-comm-rpt/index-eng.htm#licensing05>

The Canadian Firearms Information System (CFIS), the CFP's main database, contains current and historical firearms licence-holder data. If a licence holder is involved in an event involving violence (or other offences specified in Section 5 of the Firearms Act) reported via the Canadian Police Information Centre (CPIC), a Firearms Interest Police (FIP) report is automatically generated and sent to the relevant CFO for review. TABLE 9: Number of FIP Events by Province/Territory (2013) TOTAL = 115,878

MY NOTE: Once again, FIP is part of the Canadian Firearms Information System "database". Why can't the RCMP or the Privacy Commission just check to see if any of these 115,875 FIP reports had my name in them?

Thanks for your help to make sure FIP reports are collecting information that is relevant, accurate, accessible to the people being reported to the Chief Firearms Officers and correctable.

Dennis

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