

Reference Number: 2019-G-0005
Your File Number: 019

February 14, 2019

Dennis R. Young
1330 Ravenswood Drive SE
Airdrie, AB T4A 0P8

Dear Dennis R. Young:

Re: *Freedom of Information and Protection of Privacy (FOIP) Act*
Request for Access to General Information

Your request for access to general information under the *FOIP Act* was received by Alberta Justice and Solicitor General (JSG) on January 2, 2019.

Please note that nothing in this correspondence (or its attachments) constitutes a waiver of any privilege.

There were a total of 10 pages responsive to your request. Unfortunately, access to these records is refused under the following section(s) of the *FOIP Act*.

- Section 4(1)(d) – Records to which the *FOIP Act* applies,
- Section 24(1)(a) – Advice from officials,
- Section 27(1)(a) – Privileged information,

We have included a copy of the relevant sections of the *FOIP Act* to explain why information was withheld.

If you feel that your request has not been answered completely or you require further clarification, please contact Aaron Rabasca, FOIP Advisor at 780-644-8452.

Please note that under section 65 of the *FOIP Act*, you may ask the Information and Privacy Commissioner of Alberta to review our foregoing response to your request. To request a review, you must complete and deliver a *Request for Review* form within 60 days from the date of this notice to:

Office of the Information and Privacy Commissioner
#410, 9925 – 109 Street NW
Edmonton, Alberta
T5K 2J8

RECEIVED
FEB 18, 2019

The form is available under the Resources tab on the Commissioner's website www.oipc.ab.ca or you can call 1-888-878-4044 (in Edmonton, call 780-422-6860) to request a copy of the form.

If you wish to request a review, please provide the Office of the Information and Privacy Commissioner (OIPC) with the following information:

1. A copy of this letter.
2. A copy of your original request form that you sent to Alberta Justice and Solicitor General.
3. A completed OIPC *Request for Review* Form.

Sincerely,



Jennifer Bruce
FOIP Coordinator
Alberta Justice and Solicitor General

Enclosures: Sections 4, 24 and 27 of the *FOIP Act*

FREEDOM OF INFORMATION ACT REQUEST

My File Number: 019

Alberta Government Institution:

Minister of Justice and Solicitor General

Details of the records being requested:

Reference is being made to the attached documents:

- (1) The Letter of Findings prepared by Tara Perverseff for the Alberta Office of the Information and Privacy Commissioner OPIC Review File: 006614 - Alberta Justice & Solicitor General File: 2017-G-0570.
- (2) The original FOIP request asking for a copy of the forced entries legal authorities paper initiated by Alberta Justice Minister and Solicitor General asking his Deputy Minister and Deputy Solicitor General: ***"What legal authority do the police rely upon to forcibly enter private property in the flood stricken area?"*** A legal authorities paper that the federal Office of the Information Commissioner advised was entitled: *"The Local State of Emergency-Mandatory Evacuation Order Police Officer Authorities"* written by Peter Mackenzie. My FOIP request also asked for copies of ". . .any follow-up records referring to this report including: correspondence, e-mails, reports, presentations, meeting minutes, recommendations, etc, etc."
- (3) The Request of Review submitted to the Alberta Office of the Information Commissioner after Alberta Justice and Solicitor General withheld the copy of the 'forced entries legal authorities paper' described in (2) above citing solicitor-client privilege.

Please provide a copy of all records with the ***'chart listing the four records that were withheld and provided details with a description of the record'*** described in the OPIC Letter of Findings in Item (1) above.

Please provide a copy of the records with the ***'additional information which included the names of individuals who authored the records which were all members of the Alberta Crown Prosecution Service'*** described in the OPIC Letter of Findings in Item (1) above.

Please provide copies of all responsive records described in the OPIC Letter of Findings in Item (1) including: (a) All four records withheld from the Applicant on the basis of solicitor-client privilege, (b) *'Two pages that were outside the time frame by one day'* and (c) *'The other 2 pages were outside the time frame requested by approximately two years.'*

Please provide copies of all records, correspondence, e-mails, texts, transcripts, minutes, presentations, etc to the RCMP advising the RCMP that the 'forced entries legal authorities paper' described in Item 2 was to be held in confidence and not to be released to the public or in response to a federal *Access to Information Act* request.

Kind of Information: General information Private information
Method of access preferred: Receive copies Examine the record
Name of Applicant: Dennis R. Young
Address: 1330 Ravenswood Drive SE
Airdrie, Alberta T4A 0P8
Telephone Number: 587-360-1111 (Day or Evening) E-Mail: dennisyoung@telus.net
Cheque Number: 679

Signature: _____
[Original signed by]
Dennis R. Young

Date: December 26, 2018

FOR OFFICE USE ONLY

Date Received:
Request Number:
Comments: