



ARCS: 292-30
File: AGT-2011-00073

June 28, 2011

Sent via email:

Dear

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

I am writing further to your request received by the Ministry of Attorney General. You requested:

- A) *The communications plan for the March 25, 2011 announcement of the HST referendum process, including briefing notes for Attorney General Barry Penner and Premier Christy Clark;*
- B) *Cost-benefit analysis or business case for a mail-in ballot vs. general election style balloting.*

The Office of the Information and Privacy Commissioner has granted an additional extension of 14 days to our response pursuant to section 10 of FOIPPA. The decision to grant this extension was based on our requirements to consult with a public body and/or third party. The revised due date is July 13, 2011. We will respond sooner if possible. A copy of section 10 is enclosed or a complete copy of FOIPPA is available online at:

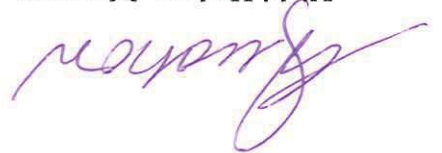
http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/96165_00

.../2

Portions of the records gathered in response to your request involve Elections BC. Upon review of the records it has been determined that these are operational records and in accordance with Section 3(1)(c) of the Act, these records are not subject to the Act and therefore will not be provided. You have the right to ask the Information and Privacy Commissioner to review this decision. I have also enclosed information on the review and complaint process.

If you have any questions regarding your request, please contact Samara Fisher, the analyst assigned to your request, at 250-356-5285. This number can be reached toll-free by calling from Vancouver, 604-660-7867, or from elsewhere in BC, 1-800-663-7867 and asking to be transferred to 250-356-5285.

Sincerely,



Vicki Hudson, Manager
Justice / Social Team
Information Access Operations

Enclosures

Extending the time limit for responding

10 (1) The head of a public body may extend the time for responding to a request for up to 30 days if one or more of the following apply:

- (a) the applicant does not give enough detail to enable the public body to identify a requested record;
- (b) a large number of records are requested or must be searched and meeting the time limit would unreasonably interfere with the operations of the public body;
- (c) more time is needed to consult with a third party or other public body before the head can decide whether or not to give the applicant access to a requested record.

(2) In addition to the authority under subsection (1), with the permission of the commissioner, the head of a public body may extend the time for responding to a request as follows:

- (a) if one or more of the circumstances described in subsection (1) (a) to (c) apply, for a period of longer than the 30 days permitted under that subsection;
- (b) if the commissioner otherwise considers that it is fair and reasonable to do so, as the commissioner considers appropriate.

(3) If the time for responding to a request is extended under this section, the head of the public body must tell the applicant

- (a) the reason for the extension,
- (b) when a response can be expected, and
- (c) in the case of an extension under subsection (1), that the applicant may complain about the extension under section 42 (2) (b) or 60 (1) (a).

How to Request a Review with the
Office of the Information and Privacy Commissioner

If you have any questions regarding your request please contact the analyst assigned to your file. The analyst's name and telephone number are listed in the attached letter.

Pursuant to section 52 of the *Freedom of Information and Protection of Privacy Act* (FOIPPA), you may ask the Office of the Information and Privacy Commissioner to review any decision, act, or failure to act with regard to your request under FOIPPA.

Please note that you have 30 business days to file your review with the Office of the Information and Privacy Commissioner. In order to request a review please write to:

Information and Privacy Commissioner
PO Box 9038 Stn Prov Govt
4th Floor, 947 Fort Street
Victoria BC V8W 9A4
Telephone 250-387-5629 Fax 250-387-1696

If you request a review, please provide the Commissioner's Office with:

1. A copy of your original request;
2. A copy of our response; and
3. The reasons or grounds upon which you are requesting the review.