



ARCS: 292-30
File: EDU-2013-00040

May 23, 2013

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 Education and our May 8, 2013, response to you regarding your request for:

- **A copy of the agreement to transfer the assets of the Virtual School Society to the Kamloops School District Business Company;**
- **A copy of the Direct Award or similar documentation justifying the transfer of the assets of the LearnNowBC web portal to the Kamloops School District Business Company;**
- **A copy of the direct award or similar documentation justifying the granting of a management contract to the Kamloops School District #73 Business Company without a tender; and**
- **Copies of all correspondence related to the direct award of the management contract for LearnNowBC to the Kamloops School District #73 Business Company.**

Please find enclosed additional records located in response to your request. These records have been provided to you in their entirety and consist of the contract amendment C13/2431 between the ministry and the Kamloops School District No. 73 Business Company. Your file is now closed.

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The ministry has informed that it has been providing grants to the Virtual School Society (which was operating the LearnNowBC website) since 2005. In fiscal year 2011-2012, the ministry's funding agreement with the society changed into a Transfer under Agreement (TUA), a contribution agreement or cost-sharing agreement. The TUA formed a contract which outlined the terms of the funding agreement between the ministry and the Virtual School Society. A copy of this contract was provided to you in our response package of May 8, 2013.

In 2012, the Virtual School Society was dissolved and the LearnNowBC operations were transferred to the Kamloops School District No. 73 Business Company. This necessitated an amendment to the initial TUA. Contract C13/2431 is the amended agreement between the ministry and the new LearnNowBC owner, the Kamloops School District No. 73 Business Company. The terms of the initial contract have not been changed.

Please note that any agreement to transfer the assets of the LearnNowBC web portal to the Kamloops School District No. 73 Business Company was done directly between the Virtual School Society and the Kamloops School District No. 73 Business Company. The ministry was not involved.

The attached records will be published on the B.C. Government's Open Information website a minimum of 72 hours after it is released electronically or a minimum of five business days after it has been released by mail in hardcopy. To find out more about Open Information, please access the Open Information website at: <http://www.openinfo.gov.bc.ca/ibc/index.page>

If you have any questions regarding your request, please contact Hema Paupiah, the analyst assigned to your request, at 250 387-1805. This number can be reached toll-free by calling 604 660-7867 from Vancouver or 1 800 663-7867 from elsewhere in B.C. and asking to be transferred to 250 387-1805.

You have the right to ask the Information and Privacy Commissioner to review this decision. I have enclosed information on the review and complaint process.

Sincerely,



On behalf of:
Maxine Vanzetta, Manager
Health / Education Team
Information Access Operations

Enclosures

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
P.O. 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.