



ARCS: 292-30  
File: FNR-2011-00034

November 30, 2011

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 Forests, Lands and Natural Resource Operations. Your request is for:

*The following files are requested: 353602 (Abandoned land, only records related to Malahat or Saanich); 41169 (foreshore general Cowichan); 56241 (Mill Bay Ferry); 85539; (E+N reserve foreshore); 15374 (high water level, only records related to Malahat, Saanich or policy of surveying high water mark); 129674 (history of law of foreshore); 87251 (Mill Bay Foreshore); 326861 (foreshore of BC ownership); 331969 (foreshore of BC ownership); 1352/77 (Malahat/Malahat Dr); 46943 (Indian reserves surveys, only records relating to Malahat, Saanich or survey instructions), 18730 (foreshore leases, only records relating to Malahat, Saanich or foreshore leasing policy); file no. 348203 (reversionary rights of IR, Malahat/Saanich records only); 343133 (BC Ferry Corp, Malahat/Saanich records only); 258252 (federal govt foreshore); file no. 44557 (policy of establishing reserves); 359670 (riparian rights); 359433 (survey instructions) Narrowed to my request for file no., 353602 (abandoned lands) and file no. 343133 (BC Ferry Corp) could you limit their records to those concerning Malahat and the Mill Bay Ferry.*

.../2

Please find enclosed a copy of the records located in response to your request. Some information has been withheld pursuant to section(s) 14 (Legal advice), and 22 (Disclosure harmful to personal privacy) and some information has been removed as it falls outside the scope of FOIPPA as defined by section 3 (Scope of the Act). A complete copy of FOIPPA is available online at:

[http://www.bclaws.ca/EPLibraries/bclaws\\_new/document/ID/freeside/96165\\_00](http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/96165_00)

For your information File 1352/77 Malahat /Malahat Dr. is located in BC Archives. To access records located in the BC Archives please visit their website at:

<http://www.bcarchives.gov.bc.ca/index.htm>

Your file is now closed.

These records will be published on the BC 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 Elizabeth Horn, the analyst assigned to your request, at 250-356-9164. 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 250-356-9164.

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,

A handwritten signature in blue ink, appearing to read 'Kris Ghag', is shown above the printed name.

Kris Ghag, Manager  
Resource Team  
Information Access Operations

Enclosures

<p>How to Request a Review with the Office of the Information and Privacy Commissioner</p>
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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.