



ARCS: 292-30  
File: FNR-2012-00121

September 4, 2012

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

*Regarding property commonly referred to as Kelowna Mountain and legally described as PID 015-122-107 Part NW A1/4, Section 18 Township 29, Except Plan KAP49085 (Hedeman Road), PID 015-122-085 Part NW A1/4 Section 18 Township 29, Except Plan KAP49085 (Chute Lake Road) and PID 011-781-866 District Lot 2711 Subsidy Lot 28 (Hedeman Road):  
All Site Remediation Plans submitted for consideration; All applications for permits or Inspection Reports for any existing or proposed on-site works including infilling of wetlands, streams and waterfalls, construction of reservoir(s) and/or dams but excluding design and construction drawings, technical reports and operating manuals; All Investigation Reports for any previous or ongoing Water Act violations and/or permits without supporting documentation. If supporting information is required at a later date, specific records will be requested at that time. A list of all pending water license applications for the subject properties and a copy of each approved water license issued for the subject properties, regardless of purpose; All correspondence, including emails, from any Provincial Minister or MLA regarding economic or other development and/or the Kelowna Mountain project specifically or Mark Consiglio specifically, received by the branches and the response to that correspondence.*

.../2

Please find enclosed a copy of the records located in response to your request. Some information has been withheld pursuant to sections 13 (Policy advice or recommendations), 15 (Disclosure harmful to law enforcement), 21 (Disclosure harmful to business interests of a third party), and 22 (Disclosure harmful to personal privacy) of FOIPPA. 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)

Some of the records have been removed under section 3(1)(j), as they are available for purchase by the public and may be obtained from the Land Title and Survey Authority of BC at <http://www.ltsa.ca/cms/> or by calling 1-877-577-5872. 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 Krisna Phosy, the analyst assigned to your request, at 250-356-5847. This number can be reached toll-free by calling from Vancouver, 604-660-2421, or from elsewhere in BC, 1-800-663-7867 and asking to be transferred to 250-356-5847.

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,



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.