



ARCS: 292-30
File: OCC-2013-00030

December 19, 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 Justice and Attorney General.
Your request was for:

All records in the custody of BC Coroners Service for Dan Devaney.

Please find enclosed a copy of the records located in response to your request. The releasable portions of the records are provided to you in their entirety. Section 79 of the FOIPPA prohibits the release of some information pursuant to the *BC Coroner's Act*, Section 63 (General prohibition against disclosure). In accordance with section 8(2)(b) of *the Act* we can neither confirm nor deny the existence of all the information you have requested. A copy of the section is enclosed for your reference. Your file with this office is now closed.

If you have any questions regarding your request, please contact Donna Wilkinson, the analyst assigned to your request, at 250 387-0831. 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 250 387-0831.

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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 black ink, appearing to read "Hudson", with a stylized flourish at the end.

Vicki Hudson, Manager
Business and Infrastructure Team
Information Access Operations

Enclosure

<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.

Section 8 - Contents of response

8 (1) In a response under section 7, the head of the public body must tell the applicant

- (a) whether or not the applicant is entitled to access to the record or to part of the record,
- (b) if the applicant is entitled to access, where, when and how access will be given, and
- (c) if access to the record or to part of the record is refused,
 - (i) the reasons for the refusal and the provision of this Act on which the refusal is based,
 - (ii) the name, title, business address and business telephone number of an officer or employee of the public body who can answer the applicant's questions about the refusal, and
 - (iii) that the applicant may ask for a review under section 53 or 63.

(2) Despite subsection (1) (c) (i), the head of a public body may refuse in a response to confirm or deny the existence of

- (a) a record containing information described in section 15 (information harmful to law enforcement), or
- (b) a record containing personal information of a third party if disclosure of the existence of the information would be an unreasonable invasion of that party's personal privacy.