



ARCS: 292-30
File: TRA-2016-60716

October 5, 2016

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 Transportation and Infrastructure. You narrowed your request on April 27, 2016 through conversation and/or email with Elizabeth Babecy. Your request is for:

Records related to the Ministry of Transportation and Infrastructure's review of the E & N Railway line on Vancouver Island (the "E & N Railway") as it pertains to a \$7 million funding commitment for the railway made in 2011 and renewed in 2015. Records, reports, memorandums, and correspondence related to the cessation of passenger service on the E & N Railway in 2011 and freight services in 2014. Records, internal memorandums, and correspondence related to plans for the E & N Railway after passengers services ceased in 2011 and freight services ceased in 2014. Reports on the condition of the E & N Railway from 1996 to the present, including the report authored by Alberto Simoes of RTC Rail Solutions Ltd. Please exclude drafts and include emails.

Please find enclosed a copy of the records located in response to your request. Some information has been withheld pursuant to sections 12 (Cabinet and local public body confidences), 13 (Policy advice or recommendations), 14 (Legal advice), 16 (Disclosure harmful to intergovernmental relations or negotiations), 17 (Disclosure harmful to the financial or economic interests of a public body), 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:

.../2

http://www.bclaws.ca/civix/document/id/complete/statreg/96165_00

As per your agreement with Neil Frelick on August 30, 2016, certain information has been removed as 'not responsive' or 'NR.' Your file is now closed.

These records will be published on the BC Government's Open Information website a minimum of five business days after release. To find out more about Open Information, please access the Open Information website at: www.gov.bc.ca/openinformation

If you have any questions regarding your request, please contact Neil Frelick, the analyst assigned to your request, at 778 698-2020. 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 778 698-2020.

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 'R Fuller', is positioned below the 'Sincerely,' text.

Russ Fuller, Manager
Business and Infrastructure 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.