



File: 292-30/TRA-2020-04705
TRA-2020-04704 and TRA-2020-04703

September 30, 2020

Sent via email:

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. Your request is for:

- *All records for 3383 SOUTH RD GABRIOLA BC V0R 1X7 Property Id: 003-081-621, Legal description LOT 2 SECTION 5 GABRIOLA ISLAND NANAIMO DISTRICT PLAN 23322, and in regards to the use of well on the lot to supply water to Silva Bay Marina, Property Id: 003-354-059, Legal description LOT A SECTION 5 GABRIOLA ISLAND NANAIMO DISTRICT PLAN 21876. All records regarding permits or license of occupations applied for or issued, to lay pipe, or build a water pipeline, on the public highway, highway right-of-way. (Date Range for Record Search: From 1/1/1970 To 7/22/2020)*
- *All records for 3109 NORTH RD GABRIOLA BC V0R 1X7, Property Id: 003-347-31, legal description LOT 2, SECTION 5, GABRIOLA ISLAND, NANAIMO DISTRICT, PLAN 22168 regarding the use of a well to supply Silva Bay Marina with water to Property Id: 003-354-059, legal description LOT A SECTION 5 GABRIOLA ISLAND NANAIMO DISTRICT PLAN 21876. All records regarding a permit or permit application, to construct a water pipeline between the two lots to supply water, and on*

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the public highway or the highway right-of-way. (Date Range for Record Search: From 1/1/1970 To 7/22/2020)

- *All records regarding the use of the well at 3081 NORTH RD GABRIOLA BC V0R 1X7 Property Id: 003-081-613, legal description LOT 1, SECTION 5, GABRIOLA ISLAND, NANAIMO DISTRICT, PLAN 23322, to supply water to Silva Bay Marina at Property Id: 003-354-059, legal description LOT A SECTION 5 GABRIOLA ISLAND NANAIMO DISTRICT PLAN 21876. All records for permit applications, or license of occupations applications, in order to construct a water pipeline on the public highway, or highway right-of-way between the two lots. (Date Range for Record Search: From 1/1/1970 To 7/22/2020)*

Some information has been withheld pursuant to section 22 (Disclosure harmful to personal privacy) of FOIPPA. A copy of this section of FOIPPA is provided for your reference. A complete copy of FOIPPA is available online at:

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

The program area has advised that all the responsive records are directly related to the Silva Bay Marina water supply/water pipeline/permits which is stated in all 3 requests wording for TRA-2020-04703, TRA-2020-04704 and TRA-2020-04705, therefore the records packages for all three requests are the same. IAO is issuing you a refund for TRA-2020-04703 and TRA-2020-04704. Also, it was advised that pages: 2-8 are poor quality and page 6 Illegible, but this is the only copy of the records that the Ministry holds.

We have provided you with the best available copy, although you may find that some pages are in poor condition.

Your file is now closed.

The records located in response to your request will be delivered through the BC Secure File Transfer Service. Separate emails will follow from the BC SFT Notification Service directing you how to set up an account and where to obtain your records. A guide for using the SFTS is enclosed for your convenience.

These records will be published on the BC Government's Open Information website a minimum of ten 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 me at 778 698-2373. 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 778 698-2373.

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 "D. Talalaeva", followed by a horizontal line.

Dinara Talalaeva, Senior FOI Analyst
On behalf of Ken Bejcek, Manager
Business and Infrastructure Team, Information Access Operations

Enclosures

BC Government Secure File Transfer Service

Information Access Operations Ad-Hoc User Guide

Introduction

The purpose of this document is to provide the basics skills required to use the Secure File Transfer Service (SFTS) as a temporary user (also known as ad-hoc). Your account has limited functionality and can only be used to receive files from an authorized BC Government user.

How to Log on to the Service

As a temporary user of the SFTS, you must be invited to use this service by being a recipient of a sent package from an authorized user. The first time a BC Government user has sent a package to you, you will receive a welcome email notification with a temporary password to set up your account and a link to the service.

Note that your temporary account's username is your email address. The password is a temporary one and will need to be changed upon the first login.

Home Screen

Once you are successfully logged in, you will see the Home screen with your records package in your Inbox. To download your records, simply click on the records package and then click on the Download button beside the file(s). You will be able to download the package up to five times and all packages will expire 35 days after being received.

Troubleshooting

Your temporary SFTS account has an expiration timer of 7 days, unless the account is logged into again or receives a new package. After a further 7 days after your account has been marked as expired, it will be deleted. You will need to have a new ad-hoc account created by being re-invited to the service.

Passwords expire after 90 days. If you have forgotten your password, but your account is still active, you can use the "Request a password change" link on the Login page. An email will be sent to you providing you the URL to confirm the password change.

If you encounter technical issues with the service, please call the technical support line at 250-387-7000 and select option 3. You will need to advise the representative that you are requesting assistance as an ad-hoc user of the BC Secure File Transfer Service.

<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.