

**From:** [OOP FOI PREM:EX](#)  
**To:** [Elbahir, Cindy CITZ:EX](#)  
**Cc:** [Flatman, John CITZ:EX](#); [Yonson, Neal CITZ:EX](#)  
**Subject:** RE: incoming request  
**Date:** May 7, 2020 2:54:00 PM

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Hello Cindy,

Office of the Premier has no questions or concerns about this approach.

Thank you,  
Jackie

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**From:** Elbahir, Cindy CITZ:EX <Cindy.Elbahir@gov.bc.ca>  
**Sent:** May 7, 2020 1:38 PM  
**To:** CITZ FOI Requests CITZ:EX <CITZ.FOIRequests@gov.bc.ca>; OOP FOI PREM:EX <OOP.FOI@gov.bc.ca>  
**Cc:** Flatman, John CITZ:EX <John.Flatman@gov.bc.ca>; Yonson, Neal CITZ:EX <Neal.Yonson@gov.bc.ca>  
**Subject:** RE: incoming request  
**Importance:** High

Hello Premier's Office (Jackie) and CITZ (Jenn). We have received a new request from a media applicant for:

Please accept this request under FIPPA to OOP, CTZ, IAO, MAG, HTH and PSG for the following public records:

Regarding the OIPC Commissioner's April 22, 2020-announced "Decision of the Commissioner: Extension of Time for Public Bodies to Respond to Freedom of Information Requests," I seek a copy of the official request(s) from government to OIPC asking for temporary relaxation of the Freedom of Information and Protection of Privacy Act and temporary relaxation of OIPC enforcement. I also seek a copy of the related correspondence from the OIPC in reply to the request(s). Records would be held at the level of minister, DM and/or ADM. Time period for the search is March 19, 2020 to present day.

You'll note this is the same (directed to same public bodies too) as the one below that I wrote you about on April 8<sup>th</sup>. The difference being this new request is about the subsequent April 22<sup>nd</sup> announcement.

The requests are in the process of being opened (so I don't have file numbers) however IAO again proposes that we NOT send CFRs out. Our Intake Team will do a combo acknowledgement/S.3 response letter that advises the applicant that the records he seeks are not covered by FOIPPA – as follows:

“Pursuant to section 3(1)(c) of FOIPPA, records created by or for an officer of the Legislature that relates to the exercise of that officer’s functions, fall outside the scope of the Act. Therefore, should records exist in relation to this request, they would not be provided. Your files are now closed.”

**Please reply to this email asap to confirm you have no questions about this approach.**  
Many thanks!

Cindy

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**From:** Elbahir, Cindy CITZ:EX  
**Sent:** April 8, 2020 10:58 AM  
**To:** CITZ FOI Requests CITZ:EX <[CITZ.FOIRequests@gov.bc.ca](mailto:CITZ.FOIRequests@gov.bc.ca)>; OOP FOI PREM:EX <[OOP.FOI@gov.bc.ca](mailto:OOP.FOI@gov.bc.ca)>  
**Cc:** Flatman, John CITZ:EX <[John.Flatman@gov.bc.ca](mailto:John.Flatman@gov.bc.ca)>; Yonson, Neal CITZ:EX <[Neal.Yonson@gov.bc.ca](mailto:Neal.Yonson@gov.bc.ca)>  
**Subject:** incoming request  
**Importance:** High

Hello Premier’s Office (Jackie) and CITZ (Jenn). I am writing to let you know that we have received a request from a media applicant, directed to several public bodies, for:

”Please accept this request under FIPPA to OOP, CTZ, IAO, MAG, HTH and PSG for the following public records:

Regarding the OIPC Commissioner's March 18, 2020-announced “Decision of the Commissioner: Extension of Time for Public Bodies to Respond to Access Requests,” I seek a copy of the official request(s) from government to OIPC asking for temporary relaxation of the Freedom of Information and Protection of Privacy Act and temporary relaxation of OIPC enforcement. I also seek a copy of the related correspondence from the OIPC in reply to the request(s). Records would be held at the level of minister, DM and/or ADM. Time period for the search is Jan. 15, 2020 to March 19, 2020.”

The requests are in the process of being opened (so I don’t have file numbers) however IAO proposes that we NOT send CFRs out. Our Intake Team will do a combo acknowledgement/S.3 response letter that advises the applicant that the records he seeks are not covered by FOIPPA – as follows:

“Pursuant to section 3(1)(c) of FOIPPA, records created by or for an officer of the Legislature that relates to the exercise of that officer’s functions, fall outside the scope of the Act. Therefore, should records exist in relation to this request, they would not be provided. Your files are now closed.”

**Please reply to this email asap to confirm you have no questions about this approach.**

Many thanks!

Cindy