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Withheld pursuant to/removed as

s.14

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Page 34 of 97 to/à Page 44 of 97

Withheld pursuant to/removed as

s.14 ; s.3

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Withheld pursuant to/removed as

s.14

From: IAO CentralTeam CITZ:EX (IAOCentralTeam@gov.bc.ca)

To: OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)

Subject: Sign Off OOP-2021-11775

Sent: 04/29/2021 23:52:14

Message Body:

Good afternoon,

Please see the FOI FileShare for the sign off package for public body approval of this file [here](#)

Sign off due: May 28, 2021

Legislated due date of file: May 31, 2021

Thank you,

Evan Swift, Senior FOI Analyst

Central Agency Team | Information Access Operations | Ministry of Citizens' Services

From: Kristianson, Eric PREM:EX (Eric.Kristianson@gov.bc.ca)
To: Hawkins, Brittany PREM:EX (Brittany.Hawkins@gov.bc.ca); OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Cc: OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Subject: RE: OOP-2021-11775
Sent: 04/26/2021 15:06:33
Attachments: Export-Clean-Harms.pdf
Message Body:

Thanks Brittany,

A couple of notes. Additionally, I think we'll likely have to send this to the Pacheedaht for third party consultation, but that's CITZ decision to make.

Thanks

Eric Kristianson
ADM, Strategic Initiatives
Office of the Premier, Deputy Minister's Office
778-698-8511 (office)
778-584-1248 (cel)

From: Hawkins, Brittany PREM:EX <Brittany.Hawkins@gov.bc.ca>
Sent: April 26, 2021 7:58 AM
To: Kristianson, Eric PREM:EX <Eric.Kristianson@gov.bc.ca>; OOP FOI PREM:EX <OOP.FOI@gov.bc.ca>
Cc: OOP FOI PREM:EX <OOP.FOI@gov.bc.ca>
Subject: OOP-2021-11775

Hi Eric,

Attached is the package for this request. Please review for harms.

Thank you,

Brittany Hawkins, Administrative Assistant
Deputy Minister's Office / Office of the Premier
Room 272 - West Annex, Parliament Buildings
Victoria BC V8W 9E1
Phone: (236) 478-3483

From: Kristianson, Eric PREM:EX <Eric.Kristianson@gov.bc.ca>
Sent: April 26, 2021 7:29 AM
To: Mulloy, Eleanor PREM:EX <Eleanor.Mulloy@gov.bc.ca>; Hawkins, Brittany PREM:EX <Brittany.Hawkins@gov.bc.ca>
Subject: FOI

Eleanor and Brittany,

Can you please ensure that I see the final Pacheedaht package before it goes out. It contains some section 16 harms that I want to ensure are captured.

Thanks

Eric Kristianson
ADM, Strategic Initiatives
Office of the Premier, Deputy Minister's Office
778-698-8511 (office)

From: Hawkins, Brittany PREM:EX (Brittany.Hawkins@gov.bc.ca)
To: Kristianson, Eric PREM:EX (Eric.Kristianson@gov.bc.ca); OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Cc: OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Subject: OOP-2021-11775
Sent: 04/26/2021 14:58:12
Attachments: Export-Clean.pdf
Message Body:

Hi Eric,

Attached is the package for this request. Please review for harms.

Thank you,

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Deputy Minister's Office / Office of the Premier
Room 272 - West Annex, Parliament Buildings
Victoria BC V8W 9E1
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From: Kristianson, Eric PREM:EX <Eric.Kristianson@gov.bc.ca>
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To: Mulloy, Eleanor PREM:EX <Eleanor.Mulloy@gov.bc.ca>; Hawkins, Brittany PREM:EX <Brittany.Hawkins@gov.bc.ca>
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Eric Kristianson
ADM, Strategic Initiatives
Office of the Premier, Deputy Minister's Office
778-698-8511 (office)
778-584-1248 (cel)

From: (IAOFlexTeam@gov.bc.ca)
To: OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Cc: IAO Flex Team CITZ:EX (IAOFlexTeam@gov.bc.ca)
Subject: FOI Request OOP-2021-11775 - Ready for Harms - Taylor Schulte
Sent: 04/23/2021 18:43:11
Message Body:

Hello Brittany,

Please note that the records response for OOP-2021-11775 has been compiled/deduplicated, and a clean copy of the records has been uploaded to the **Call for Records** folder on the FOI FileShare.

As of today, this file has 25 days before it is due to the applicant.

IAO Flex Team will now assign the file to the IAO processing team, who will take over responsibility for this file. Please conduct all future communication on this file through that team's general FOI inbox, including harms assessments.

If these records require a harms assessment, please mark up a copy of the records using the file name "XXX-XXXX-XXXXX - Harms" and save to the **Call for Records** folder on the FOI FileShare. Comments and markups made digitally on the document are strongly preferred by IAO.

Once your harms assessment is complete, **please email the appropriate processing team** that the harms assessment is now available for review. Flex Team will no longer be monitoring this file.

If your Ministry will be conducting a harms assessment on these records, please keep the following in mind:

- The harms assessment allows FOI staff to better understand the context of the records and make informed severing recommendations based on potential harms to disclosing the information.
- The majority of harms to disclosure are discretionary, with considerable case law surrounding their application. Your assigned FOI Analyst is the best resource for determining the strength of a section's application.
- If possible, include rationale for severing information, rather than simply citing sections of FOIPPA. Your FOI Analyst will be able to provide better service and stronger severing if they understand the context of a harm.
- Issues management items unrelated to the harms assessment should instead be communicated to your public body executive and/or Government Communications and Public Engagement office.
- IAO will conduct any consultations as needed in their initial review of the records, but if there are any consultations that are mandatory for sign off, please indicate those to the processing team as soon as possible.

Thank you,

Monica Saeni, Junior FOI Analyst
IAO Flex Team | Information Access Operations | Ministry of Citizens' Services

From: Mulloy, Eleanor PREM:EX (Eleanor.Mulloy@gov.bc.ca)
To: OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Subject: RE: Call for Records OOP-2021-11775 Records Due: May 6, 2021
Sent: 04/23/2021 17:37:06
Attachments: Pacheedaht Statement re Forest Stewardship April 12 2021 FINAL.pdf.msg, Re: Release .msg, Fw: DRAFT statement re forest stewardship in PFN territory.msg, as requested.msg, RE: response to Sarah Reid CTV VI.msg, FW: response to Sarah Reid CTV VI.msg
Message Body:

Please see attached records.

From: Kristianson, Eric PREM:EX <Eric.Kristianson@gov.bc.ca>
Sent: April 22, 2021 3:45 PM
To: OOP FOI PREM:EX <OOP.FOI@gov.bc.ca>
Cc: Mulloy, Eleanor PREM:EX <Eleanor.Mulloy@gov.bc.ca>
Subject: RE: Call for Records OOP-2021-11775 Records Due: May 6, 2021

I'll have 5-10 emails

Eric Kristianson
ADM, Strategic Initiatives
Office of the Premier, Deputy Minister's Office
778-698-8511 (office)
778-584-1248 (cel)

From: OOP FOI PREM:EX <OOP.FOI@gov.bc.ca>
Sent: April 22, 2021 2:59 PM
To: Kristianson, Eric PREM:EX <Eric.Kristianson@gov.bc.ca>
Cc: Mulloy, Eleanor PREM:EX <Eleanor.Mulloy@gov.bc.ca>
Subject: Call for Records OOP-2021-11775 Records Due: May 6, 2021

Hello,

Please see the request below and please let me know by May 6th whether or not you have any records:

Canvassed: Eric Kristianson

Correspondence with Pacheedaht First Nation representatives regarding forestry in Pacheedaht lands

(Date Range for Record Search: From 3/1/2021 To 4/15/2021) Date Format is MM/DD/YYYY

UPDATE: It is no longer necessary to send records as a PDF. Please send records in whatever way is most convenient.

Thank you all for your assistance with this request! If you have any questions please don't hesitate to contact me.

Brittany Hawkins, Administrative Assistant
Deputy Minister's Office / Office of the Premier
Room 272 - West Annex, Parliament Buildings
Victoria BC V8W 9E1
Phone: (236) 478-3483

From: Kristianson, Eric PREM:EX (Eric.Kristianson@gov.bc.ca)
To: OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Cc: Mulloy, Eleanor PREM:EX (Eleanor.Mulloy@gov.bc.ca)
Subject: RE: Call for Records OOP-2021-11775 Records Due: May 6, 2021
Sent: 04/22/2021 22:44:30
Message Body:

I'll have 5-10 emails

Eric Kristianson
ADM, Strategic Initiatives
Office of the Premier, Deputy Minister's Office
778-698-8511 (office)
778-584-1248 (cel)

From: OOP FOI PREM:EX <OOP.FOI@gov.bc.ca>
Sent: April 22, 2021 2:59 PM
To: Kristianson, Eric PREM:EX <Eric.Kristianson@gov.bc.ca>
Cc: Mulloy, Eleanor PREM:EX <Eleanor.Mulloy@gov.bc.ca>
Subject: Call for Records OOP-2021-11775 Records Due: May 6, 2021

Hello,

Please see the request below and please let me know by May 6th whether or not you have any records:

Canvassed: Eric Kristianson

Correspondence with Pacheedaht First Nation representatives regarding forestry in Pacheedaht lands

(Date Range for Record Search: From 3/1/2021 To 4/15/2021) Date Format is MM/DD/YYYY

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Thank you all for your assistance with this request! If you have any questions please don't hesitate to contact me.

Brittany Hawkins, Administrative Assistant
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Room 272 - West Annex, Parliament Buildings
Victoria BC V8W 9E1
Phone: (236) 478-3483

Page 65 of 97 to/à Page 89 of 97

Withheld pursuant to/removed as

s.14

Page 90 of 97 to/à Page 97 of 97

Withheld pursuant to/removed as

s.14 ; s.3

From: (IAOFlexTeam@gov.bc.ca)
To: Rochon, Jake PREM:EX (Jake.Rochon@gov.bc.ca)
Cc: OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Subject: Call for Records OOP-2021-11775 - Taylor Schulte
Sent: 04/22/2021 19:18:45
Attachments: G - Call for Records form.docx
Message Body:

Request for Documents for Request # 'OOP-2021-11775'. Your response due date is: 5/6/2021 12:00:00 AM
Message from SENDER:

Please see details below regarding this formal request made under the *Freedom of Information and Protection of Privacy Act* (FOIPPA):

Correspondence with Pacheedaht First Nation representatives regarding forestry in Pacheedaht lands (Date Range for Record Search: From 3/1/2021 To 4/15/2021)
Date Format is MM/DD/YYYY

Applicant Type: Media
Associated requests: FNR-2021-11773, IRR-2021-11774
Records Due: May 6, 2021
Legislated Due Date: May 31, 2021

Please email Taylor Schulte at IAOFlexTeam@gov.bc.ca for all questions regarding clarification, deadlines, routinely releasable records, or publicly available records.

Routine Release

Information that can be provided to the applicant without the need for an FOI request under FOIPPA can be "routinely released". If the Ministry deems these records routinely releasable, please respond to this CFR as soon as possible with responsive records, or with the contact information of the individual who will facilitate access. IAO will release the records and/or the contact information of the individual who will facilitate access and close the request. Please contact IAO for advice regarding making this determination.

Please note: If the request description excludes all email attachments, IAO will exclude all email attachments from the compiled records package. If the Ministry determines that there are particular email attachments that should be included in the records package, please save those as separate files on the FOI fileshare so they are not automatically excluded.

Fees

If any of the following apply, a fee estimate may be required:

- The search and retrieval time are anticipated to exceed 3 hours;
- The volume of hard-copy records is anticipated to exceed 200 pages;
- Preparation time can reasonably be expected to exceed 15 minutes or more.

If so, please complete Sections 2 and 4 of the CFR, add it to the FOI Fileshare, and then email the IAOFlexTeam@gov.bc.ca using the subject line "OOP-2021-11775 - Taylor Schulte - Fee Estimate". For information regarding fee calculation, please refer to the standard Fee Estimate Guidelines.

Load Records to the FOI Fileshare

Please send your completed CFR form and responsive records to IAO via the FOI Fileshare, instead of by email.

- Create a new folder in the FOI Fileshare titled "OOP-2021-11775 - Taylor Schulte - Records"
- Copy all responsive records and the completed CFR to the folder
- Send an email to IAOFlexTeam@gov.bc.ca with the subject line "OOP-2021-11775 - Taylor Schulte - CFR Complete"

If you are having difficulties accessing the FOI Fileshare, please contact IAOFlexTeam@gov.bc.ca.

Reminder

FOIPPA obligates us to assist every applicant and to respond without delay, openly, accurately, and completely. If the public body must defend the adequacy of its search to the Information and Privacy Commissioner at Inquiry, those involved in searching for records may be required to sign affidavits confirming they have conducted an adequate search for relevant records.

Thank you,

Taylor Schulte, Junior FOI Analyst
IAO Flex Team | Information Access Operations | Ministry of Citizens' Services

Section 1: FOI Request Details

General Request ☒

Applicant Type: Media

Request Received: April 16, 2021

FOI Analyst: Taylor Schulte

Legislated Due Date: May 31, 2021

Fee Estimate Due: April 29, 2021

Records Due: May 6, 2021

Description: Correspondence with Pacheedaht First Nation representatives regarding forestry in Pacheedaht lands
(Date Range for Record Search: From 3/1/2021 To 4/15/2021)

Section 2: Initial Records Assessment

Do you hold responsive records? YES ☐ NO ☐

If no, please provide an explanation that can be given to the applicant (if applicable):

Are you aware of other records that may be responsive to this request within your public body? YES ☐ NO ☐

Are you aware of other records that may be responsive to this request held by another public body? YES ☐ NO ☐

If yes, specify:

Section 3: No Records Response Approval

Please forward to public body FOI contact (if applicable) for delegated head's final public body approval if no records have been located

Final public body approval (full name and title):	Signature:	Date: Date
---	------------	------------

Section 4: Fee Estimate – General request only (if this is a personal request skip to section 5)

Please ensure that all reasonable efforts are made to <u>generate as accurate an estimate as possible</u>	Estimated Hours	Actual Hours
Locating/Retrieving – this includes searching all relevant sources. Areas to consider searching include: <ul style="list-style-type: none"> Outlook (including 'deleted' and 'sent' folders) Records management systems (ex. EDRMS) LAN, shared drives, SharePoint, databases Offsite records 		
Producing – this only applies where you are creating records from other sources* (e.g. developing a program to create new records from a database) and tasks include <ul style="list-style-type: none"> Identifying relevant sources of data/information Manual time spent creating and producing records Ex: generating a custom report from a database using existing data 		

Preparing – this may include time spent by IAO (for electronic records) or the Ministry (for hardcopy records) and tasks include		
<ul style="list-style-type: none"> • Converting records to PDF • Consolidating records into a single PDF document • Organizing records packages (e.g. by date department, staff, records type, etc.) • Photocopying or scanning records into electronic format • Ensuring completeness of responsive records • Copying other types of media (audio and/or video) For electronic records, you do not need to provide a time estimate, please provide the number of files where requested below and IAO will be in a position to calculate the time required and to consider charging a fee.		
Volume – for electronic records please provide the estimated number of files and for hardcopy records please continue to provide the number of pages		
<ul style="list-style-type: none"> • Electronic records <ul style="list-style-type: none"> ○ Files (e.g. emails, Word Docs, Excel sheets, PDFs, photos, etc.) 		
<ul style="list-style-type: none"> • Hardcopy records <ul style="list-style-type: none"> ○ Average file folder = 1” and holds approx. 200 pages (single-sided) ○ 1 standard Records Centre Services box: <ul style="list-style-type: none"> ▪ Legal sized folders = 1800 pages ▪ Letter sized folders = 2200 pages 		
Suggestions for possible narrowing:		

Section 5: Search Summary

Please describe the search for records including what records were searched, (e.g., files, email, databases, EDRMS, offsite records, etc.) duration of search time, and who conducted the search for records:

--

Section 6a: Program Area Harms Assessment

Harm – **disclosure of the records would significantly harm the public body’s position, or a third party’s interests on a given topic.** The harms assessment allows FOI staff to better understand the context of the records and make informed severing recommendations based on potential harms. Issues associated with possible disclosure through the FOI process that are unrelated to the harms assessment should be communicated to your public body executive and/or Government Communications and Public Engagement office.

- Please reference the applicable records and information of concern, the harms, and associated page numbers below.
- If any of these records have been prepared for, or created to inform a decision of Cabinet or any of its committees, section 12 (Cabinet confidences) may apply. Please identify the applicable records and advise (1) what is the status of the issue? And (2) has the decision been made public or implemented?

Could the release of any/all of the responsive records potentially cause harm? YES ☐ NO ☐

If yes, which information, if released, may cause harm?

--

Section 6b: Publication on Open Information (if this is a personal request skip to section 7)

General requests only - Unless specific exemption criteria apply, records provided to the applicant in response to this request will be published on the Government's Open Information website. **If you have any concerns about the publication of the responsive records please indicate here or discuss with your FOI Analyst:**

--

Section 7: Contact Information

Who completed this form (full name and title):	Phone Number:	Date: Date
Harms Assessment completed by (full name and title):	Program Area:	
Harms Assessment approved by (full name and title):		

Section 1: FOI Request Details

General Request ☒

Applicant Type: Media

Request Received: April 16, 2021

FOI Analyst: Taylor Schulte

Legislated Due Date: May 31, 2021

Fee Estimate Due: April 29, 2021

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Eric Kristianson canvassed

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If yes, which information, if released, may cause harm?

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General requests only - Unless specific [exemption criteria](#) apply, records provided to the applicant in response to this request will be published on the Government's [Open Information](#) website. **If you have any concerns about the publication of the responsive records please indicate here or discuss with your FOI Analyst:**

--

Section 7: Contact Information

Who completed this form (full name and title): Brittany Hawkins	Phone Number: 236-478-3483	Date: April 23, 2021
Harms Assessment completed by (full name and title):	Program Area:	
Harms Assessment approved by (full name and title):		

From: Kristianson, Eric PREM:EX (Eric.Kristianson@gov.bc.ca)
To: Hawkins, Brittany PREM:EX (Brittany.Hawkins@gov.bc.ca); OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Cc: OOP FOI PREM:EX (OOP.FOI@gov.bc.ca)
Subject: RE: OOP-2021-11775
Sent: 04/26/2021 15:06:33
Attachments: Export-Clean-Harms.pdf
Message Body:

Thanks Brittany,

A couple of notes. Additionally, I think we'll likely have to send this to the Pacheedaht for third party consultation, but that's CITZ decision to make.

Thanks

Eric Kristianson
ADM, Strategic Initiatives
Office of the Premier, Deputy Minister's Office
778-698-8511 (office)
778-584-1248 (cel)

From: Hawkins, Brittany PREM:EX <Brittany.Hawkins@gov.bc.ca>
Sent: April 26, 2021 7:58 AM
To: Kristianson, Eric PREM:EX <Eric.Kristianson@gov.bc.ca>; OOP FOI PREM:EX <OOP.FOI@gov.bc.ca>
Cc: OOP FOI PREM:EX <OOP.FOI@gov.bc.ca>
Subject: OOP-2021-11775

Hi Eric,

Attached is the package for this request. Please review for harms.

Thank you,

Brittany Hawkins, Administrative Assistant
Deputy Minister's Office / Office of the Premier
Room 272 - West Annex, Parliament Buildings
Victoria BC V8W 9E1
Phone: (236) 478-3483

From: Kristianson, Eric PREM:EX <Eric.Kristianson@gov.bc.ca>
Sent: April 26, 2021 7:29 AM
To: Mulloy, Eleanor PREM:EX <Eleanor.Mulloy@gov.bc.ca>; Hawkins, Brittany PREM:EX <Brittany.Hawkins@gov.bc.ca>
Subject: FOI

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Thanks

Eric Kristianson
ADM, Strategic Initiatives
Office of the Premier, Deputy Minister's Office
778-698-8511 (office)
778-584-1248 (cel)



File: 292-30/OOP-2021-11775

April 29, 2021

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 Office of the Premier. Your request is for:

Correspondence with Pacheedaht First Nation representatives regarding forestry in Pacheedaht lands (Date Range for Record Search: From 3/1/2021 To 4/15/2021)

Some information has been withheld pursuant to section 16 (Disclosure harmful to intergovernmental relations or negotiations) of FOIPPA. A complete copy of FOIPPA is available online at:

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

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.

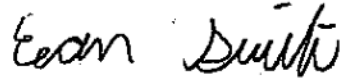
These records will be published on the BC Government's Open Information website a minimum of ten business days after release. To find out more about Open Information, please access the Open Information website at: www.gov.bc.ca/openinformation

If you have any questions regarding your request, please contact Evan Swift, the analyst assigned to your request, at 778 698-8490. 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 778 698-8490.

.../2

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 that reads "Evan Swift". The signature is written in a cursive, slightly slanted style.

Evan Swift, Senior FOI Analyst
On behalf of Cindy Elbahir, Manager
Central Agency Team, Information Access Operations

Enclosures

BC Government Secure File Transfer Service

Information Access Operations Ad-Hoc User Guide

Returning Users

If you are a returning user, please use your existing username and password. Passwords expire after 90 days. You can update your password at anytime.

New Users

Your records are provided to you via the Secure File Transfer Service (SFTS). You will need to setup a User Account to access to the STFS site.

You must log in to your temporary SFTS account within 7 days. After 7 days, your temporary SFTS account will expire and will no longer be accessible. If you are no longer able to access your account or records, please contact the FOI Analyst identified in your Response Letter for assistance.

Email Communication

1. The first email has your Response Letter attached.
 - This email is from the FOI Analyst at Information Access Operations who processed your file.
 - If your records are password protected, the response letter will contain your **password to open your records**.
2. The second email is the *New Package is Waiting* notification email.
 - This email will be received at the same time as the third email.
 - A hyperlink to the SFTS is contained in this email.
3. The third email is the *New User Account for the BC Secure File Transfer Service*
 - This email is sent only to users who are required to setup a STFS User Account.
 - If you are an existing user and your account is still active, you will not receive this email.
 - This email contains the following:
 - a **Hyperlink** to the SFTS site
 - a **Username** to access the SFTS site
 - a **temporary Password** to access the SFTS site
 - If you are unable to locate this email, please check your junk/spam folder. It is from BC Secure File Transfer Notification Service <DONOTREPLY>@gov.bc.ca.

Accessing Your Records

1. Setup your SFTS account.
 - Click on the URL hyperlink provided in your third email.
 - You will be redirected to the SFTS site.
 - If you are not redirected to SFTS site, it is accessible at: filetransfer.gov.bc.ca.

2. Enter your *Username* and *Password*.
 - These are provided in your third email.
3. Change your SFTS account password.
 - You will be required to do this as soon as you login.
 - Follow the instructions provided to you after you login to SFTS for the first time.
 - After you change your password, select "Finish." This will redirect you to your STFS Inbox.
4. Your records are now accessible.
 - Records will be available in SFTS for 35 days.
 - You can download your records up to 5 times.
 - To download your records:
 - Click on the records package
 - Click on the *Download* button beside the file(s)
 - If your records are password protected, you will require a password to open the pdf document.
 - *The password to open the pdf is located in your first email's Response Letter.*
 - It is recommended that you download and save your records so you do not have to return to the SFTS each time to view.
5. If your records are password protected, please consult your .pdf software's user manual on how to remove the password/encryption.

Troubleshooting

- If the hyperlink to the SFTS site does not open, try to access the site on a different web browser such as Chrome, or Firefox or Safari.
- Your temporary SFTS account expires after 7 days unless the account is logged into again or receives a new package. Your account will be deleted 7 days after it has been marked as expired. Once it is deleted, you will need to have a new ad-hoc account created - contact the FOI Analyst identified in the response letter.
- 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.
 - Passwords expire after 90 days.
- If you encounter technical issues, 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.

IAO - Review of Harms and Response Recommendations

Request Received: April 16, 2021 **Due Date:** May 31, 2021 **Applicant type:** Media

Description: *Correspondence with Pacheedaht First Nation representatives regarding forestry in Pacheedaht lands (Date Range for Record Search: From 3/1/2021 To 4/15/2021)*

Comments/Background:

- Eric Kristianson was canvassed and provided responsive records. The Office of the Premier provided a harms assessment with the records and recommended severing information harmful to intergovernmental relations or negotiations and information harmful to the financial or economic interests of a public body.
- Upon review of the harms IAO recommends removing page 1 from the records package as Not Responsive or 'NR' because it is not correspondence with the Pacheedaht First Nation. IAO does not recommend severing the information on page 1 under section 17 (Disclosure harmful to the financial or economic interests of a public body) of FOIPPA.
- This request was also directed to the Ministry of Forest, Lands, Natural Resource Operations and Rural Development (FNR-2021-11773) and the Ministry of Indigenous Relations and Reconciliation (IRR-2021-11774). Where there are shared records between the requests IAO has made sure to apply consistent severing.

Consultations:

- N/A

Recommendations:

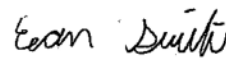
- Withhold portions of the records pursuant to section 16 (Disclosure harmful to intergovernmental relations or negotiations) of FOIPPA.
- Please see the attached draft response letter for the applicant/please see the draft wording for the response letter to the applicant.

Publication Recommendations:

- Note that all **general FOI request records** that are released to an applicant should be published on the Open Information website unless the exemption criteria apply. The exemption criteria can be found in Ministerial Directive 02-2018 and in the Open Information and Open Data Policy.
- **Effective October 1, 2016** records (or portions of records) unable to be published due to federal copyright legislation will be redacted prior to publication by the Open Information team.
 - IAO recommends: **Publish**.

FOI Analyst: Evan Swift

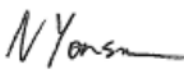
Signature:



Date: April 29, 2021

Team Lead: Neal Yonson

Signature:



Date: April 29, 2021

Ministry - Agreement with Recommendations

Approval Authority

Name: Lori Wanamaker,
Deputy Minister to the Premier,
Cabinet Secretary,
Head of the Public Service

Signature:

Date:

Exercise of Discretion:

The *Freedom of Information and Protection of Privacy Act* (FOIPPA) contains both mandatory and discretionary exceptions to disclosure. Sections 13 to 20 are the discretionary exceptions. Where Information Access Operations (IAO) has advised the head that a discretionary exception may apply, it is important that the head consider the possibility of releasing the information despite the fact that an exception may apply.

Factors relevant to the exercise of discretion include:

- the general purposes of the legislation: public bodies should make information available to the public; individuals should have access to personal information about themselves;
- the wording of the discretionary exception and the interests which the section attempts to balance;
- whether the individual's request could be satisfied by severing the record and by providing the applicant with as much information as is reasonably practicable;
- the historical practice of the public body with respect to the release of similar types of documents;
- the nature of the record and the extent to which the document is significant and/or sensitive to the public body;
- whether the disclosure of the information will increase public confidence in the operation of the public body;
- the age of the record;
- whether there is a sympathetic or compelling need to release materials;
- whether previous orders of the Commissioner have ruled that similar types of records or information should or should not be subject to disclosure; and
- when the policy advice exception is claimed, whether the decision to which the advice or recommendations relates has already been made.

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Consultations:

- N/A

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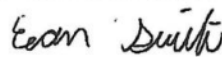
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FOI Analyst: Evan Swift

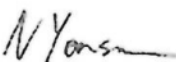
Signature:



Date: April 29, 2021

Team Lead: Neal Yonson

Signature:



Date: April 29, 2021

Ministry - Agreement with Recommendations

Approval Authority

Name: Lori Wanamaker,
Deputy Minister to the Premier,
Cabinet Secretary,
Head of the Public Service

Signature:



Date:

5/13/21

Exercise of Discretion:

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