

Email: 28(1)

August 31, 2018

CONFIDENTIAL

28(1)

Attention: 28(1)

Dear 28(1) :

Re: Access to Information Request #2018-049 - Underpass

This is further to your access to information request received by the City on August 27, 2018, quoted as follows:

“Any records or information providing background on the purpose or intention for constructing the underpass which appears to have previously been that portion of Rg Rd 2203 which crossed in an east to west direction under provincial trunk Highway 11, approximately 2 miles north of the City of Regina. An overhead picture of the approximate location of the previous underpass is included below. We are particularly interested in records from around the time the underpass was constructed which show the reasons for why the underpass was necessary and why it was constructed.”

No records were located based on the City’s search for the records requested. This notification has been provided pursuant to clause 7(2)(e) of *The Local Authority Freedom of Information and Protection of Privacy Act* (LA FOIP).

It may be beneficial for you to contact the Ministry of Highways & Infrastructure to determine if it has records related to your request.

If you wish to exercise your right to request a review of this decision, you may complete a Request for Review form and forward it to the Saskatchewan Information and Privacy Commissioner within one year of this notice. A copy of this form can be found at <http://www.qp.gov.sk.ca/documents/Forms/L27-1R1-B.pdf> or you may contact the Saskatchewan Information and Privacy Commissioner at 306-787-8350.

Responses to requests may be published on the Regina Open Data website at the City's discretion. All information/data is handled in accordance with LA FOIP. Your identity as the applicant is protected. Published requests will be available on the Open Data website at <http://open.regina.ca/> a minimum of three business days following release to you.

If you have any questions, please contact Darlene Loucks at 306 -777-7070 or by email at lafoip@regina.ca.

Yours truly,



Jim Nicol
City Clerk

JN/del

Enclosure(s)

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c. L-27.1

LOCAL AUTHORITY FREEDOM OF INFORMATION
AND PROTECTION OF PRIVACY

Application

6(1) An applicant shall:

- (a) make the application in the prescribed form to the local authority in which the record containing the information is kept; and
 - (b) specify the subject matter of the record requested with sufficient particularity as to time, place and event to enable an individual familiar with the subject matter to identify the record.
- (2) Subject to subsection (4) and subsection 11(3), an application is deemed to be made when the application is received by the local authority to which it is directed.
- (3) Where the head is unable to identify the record requested, the head shall advise the applicant, and shall invite the applicant to supply additional details that might lead to identification of the record.
- (4) Where additional details are invited to be supplied pursuant to subsection (3), the application is deemed to be made when the record is identified.

1990-91, c.L-27.1, s.6.

Response required

7(1) Where an application is made pursuant to this Act for access to a record, the head of the local authority to which the application is made shall:

- (a) consider the application and give written notice to the applicant of the head's decision with respect to the application in accordance with subsection (2); or
 - (b) transfer the application to another local authority or to a government institution in accordance with section 11.
- (2) The head shall give written notice to the applicant within 30 days after the application is made:
- (a) stating that access to the record or part of it will be given on payment of the prescribed fee and setting out the place where, or manner in which, access will be available;
 - (b) if the record requested is published, referring the applicant to the publication;
 - (c) if the record is to be published within 90 days, informing the applicant of that fact and of the approximate date of publication;
 - (d) stating that access is refused, setting out the reason for the refusal and identifying the specific provision of this Act on which the refusal is based;
 - (e) stating that access is refused for the reason that the record does not exist; or
 - (f) stating that confirmation or denial of the existence of the record is refused pursuant to subsection (4).
- (3) A notice given pursuant to subsection (2) is to state that the applicant may request a review by the commissioner within one year after the notice is given.