

January 30, 2017

Dear \_\_\_\_\_ :

Re: Access to Information Request #2017-007 – Paving Projects

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This is further to your access to information request received by the City on January 20, 2017, quoted as follows:

**“Please provide a list of paving projects completed by the City of Regina. Please include the start date, completion date, length of road paved, final price and name of the paver (eg. City of Regina or private paver). Please indicated clearly which projects were tendered. Please provide documents for the years: 2014, 2015 and 2016.”**

The City does not track paving projects in the format requested above. We are able to provide the following reports:

- For 2014 we are able to provide a transaction date, Work Order No. (location) and transaction quantity (asphalt tonnages).
- For 2015 and 2016 we are able to provide Row Labels (location), Sum of Surface area and Sum of Transaction Amount (costs).

Records relevant to the request are attached. Pursuant to section 8 of *The Local Authority Freedom of Information and Protection of Privacy Act* (LAFOIPP), some of the information contained in the attached has been deleted as it is account code information which is proprietary to the City pursuant 17(1)(b)(i) of LAFOIPP. I have included a copy of all above-noted sections of the Act.

If you wish to exercise your right to request a review of this decision, you may do so by completing a Request for Review form and forwarding 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 Office of the Information and Privacy Commissioner at 306-787-8350.

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

If you have any questions, please contact Darlene Loucks at 306-777-7070 or by email at [lafoipp@regina.ca](mailto:lafoipp@regina.ca).

Yours truly,



Jim Nicol  
Chief Legislative Officer & City Clerk

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Enclosure(s)

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(4) Where an application is made with respect to a record that is exempt from access pursuant to this Act, the head may refuse to confirm or deny that the record exists or ever did exist.

(5) A head who fails to give notice pursuant to subsection (2) is deemed to have given notice, on the last day of the period set out in that subsection, of a decision to refuse to give access to the record.

1990-91, c.L-27.1, s.7.

**Severability**

8 Where a record contains information to which an applicant is refused access, the head shall give access to as much of the record as can reasonably be severed without disclosing the information to which the applicant is refused access.

1990-91, c.L-27.1, s.8.

**Fee**

9(1) An applicant who is given notice pursuant to clause 7(2)(a) is entitled to obtain access to the record on payment of the prescribed fee.

(2) Where the amount of fees to be paid by an applicant for access to records is greater than a prescribed amount, the head shall give the applicant a reasonable estimate of the amount, and the applicant shall not be required to pay an amount greater than the estimated amount.

(3) Where an estimate is provided pursuant to subsection (2), the time within which the head is required to give written notice to the applicant pursuant to subsection 7(2) is suspended until the applicant notifies the head that the applicant wishes to proceed with the application.

(4) Where an estimate is provided pursuant to subsection (2), the head may require the applicant to pay a deposit of an amount that does not exceed one-half of the estimated amount before a search is commenced for the records for which access is sought.

(5) Where a prescribed circumstance exists, the head may waive payment of all or any part of the prescribed fee.

1990-91, c.L-27.1, s.9.

**Manner of access**

10(1) Where an applicant is entitled to access pursuant to subsection 9(1), the head shall provide the applicant with access to the record in accordance with this section.

(2) A head may give access to a record:

- (a) by providing the applicant with a copy of the record; or
- (b) where it is not reasonable to reproduce the record, by giving the applicant an opportunity to examine the record.

(3) A head may give access to a record that is a microfilm, film, sound recording, machine-readable record or other record of information stored by electronic means:

- (a) by permitting the applicant to examine a transcript of the record;

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(ii) a substantive rule or statement of policy that has been adopted by a local authority for the purpose of interpreting an Act, regulation, resolution or bylaw or administering a program or activity of the local authority.

(3) A head may refuse to give access to any report, statement, memorandum, recommendation, document, information, data or record, within the meaning of section 10 of *The Evidence Act*, that, pursuant to that section, is not admissible as evidence in any legal proceeding.

1990-91, c.L-27.1, s.16; 2006, c.19, s.10.

**Economic and other interests**

17(1) Subject to subsection (3), a head may refuse to give access to a record that could reasonably be expected to disclose:

- (a) trade secrets;
- (b) financial, commercial, scientific, technical or other information:
  - (i) in which the local authority has a proprietary interest or a right of use; and
  - (ii) that has monetary value or is reasonably likely to have monetary value;
- (c) scientific or technical information obtained through research by an employee of the local authority, the disclosure of which could reasonably be expected to deprive the employee of priority of publication;
- (d) information, the disclosure of which could reasonably be expected to interfere with contractual or other negotiations of the local authority;
- (e) positions, plans, procedures, criteria or instructions developed for the purpose of contractual or other negotiations by or on behalf of the local authority, or considerations that relate to those negotiations;
- (f) information, the disclosure of which could reasonably be expected to prejudice the economic interest of the local authority; or
- (g) information, the disclosure of which could reasonably be expected to result in an undue benefit or loss to a person.

(2) A head shall not refuse, pursuant to subsection (1), to give access to a record that contains the results of product or environmental testing carried out by or for the local authority, unless the testing was conducted:

- (a) as a service to a person, a group of persons or an organization other than the local authority, and for a fee; or
- (b) as preliminary or experimental tests for the purpose of:
  - (i) developing methods of testing; or
  - (ii) testing products for possible purchase.