

## Index to Fundamentals of Privacy and Freedom of Information in Canada

(All references are to paragraph numbers.)

### **access procedure (freedom of information), see also access to records (freedom of information); bars to disclosure (freedom of information)**

- copies of records, 159, 160
- copy vs. examination of record, 125
- description of record sought, 121, 124, 125, 127–130
- duty to assist, 124, 126, 131
- failure to respond to request, 158
- fees, 121
- frivolous application (Quebec), 146
- language of record, 159
- liability for disclosure, 160
- notice of refusal, 155–158, 161
- notice to affected parties, 148–154, 161
- refusal, generally, 140–146, 155, 156
- request in writing, 121–125
- request to person in charge of public body (Quebec), 122
- request to records manager (Yukon), 123
- sensory disabilities of applicant, 159
- time for responding, 125, 127, 135–139, 154
- transfer of request to another institution, 132–136
- use of records by applicant, 160

### **appeals, 75, see also bars to disclosure (freedom of information); review of decisions**

### **bars to disclosure (freedom of information), see also access procedure (freedom of information); access to records (freedom of information)**

- advice to government, 47–50
- appeals, 42, 80
- cabinet records, 43–46
- confidentiality/third-party rights, 72–80, 147–154
- defence information, 68–71
- economic interests, protection of, 81–89
- fish/wildlife, protection of, 110, 111, 117
- foreign entity, 67, 69
- frivolous/vexatious requests, 37, 141
- general, 42
- government relations, preservation of, 60–67
- heritage sites, 117
- individual safety, 96, 97
- information already/soon to be published, 112–117
- interference with government operations, 120
- investigations, 52
- law enforcement issues, 51–59
- local government confidences, 118

FUNDAMENTALS OF PRIVACY AND  
FREEDOM OF INFORMATION IN CANADA

---

- bars to disclosure (freedom of information) (*cont'd*)
- personal information, protection of, 98–109, 147–154
  - repetitive requests, 142, 143
  - solicitor-client privilege, 91–95
  - testing/auditory procedures, 90
- bars to disclosure (personal information), see also bars to disclosure (freedom of information); privacy protection (personal information)**
- abortion services (British Columbia), 119, 231
  - advice to government, 222, 223
  - cabinet records, 221
  - confidential government information, 210–212
  - confidentiality/third-party rights, 224, 225
  - correctional institution records, 216
  - defence information, 209, 212
  - economic interests, protection of, 225
  - educational institutions and awards, 229
  - general, 177, 209
  - government benefits, eligibility for, 228
  - individual safety, 217
  - information already/soon to be published, 226
  - international affairs, 209, 210, 212
  - law enforcement, 209, 213, 214
  - medical records, 220
  - privacy of individuals to whom information relates, 227
  - privacy of persons other than applicant, 218, 227
  - prohibited information, 218
  - research/statistical records, 230
  - security clearance, 215
  - solicitor-client privilege, 219
- commissioner, see information and privacy commissioner**
- common law rights, 13**
- definitions, 6–13**
- exemptions, see bars to disclosure**
- “government agency” (Manitoba), 11**
- “government agency” (Quebec), 11**
- “government institution” (federal), 11**
- “head” (of institution), see also access procedure (freedom of information); access to records (freedom of information); bars to disclosure (freedom of information); privacy protection (personal information); review of decisions**
- Alberta, 7, 32
  - British Columbia, 7, 32
  - federal, 6, 33, 35
  - Manitoba, 8
  - New Brunswick, 9
  - Newfoundland and Labrador, 8
  - Northwest Territories, 7
  - Nova Scotia, 8
  - Ontario, 6, 32, 33, 35
  - Prince Edward Island, 10
  - Quebec, 9
  - reports of, 35, 36
  - Saskatchewan, 10, 32

## INDEX

---

- information and privacy commissioner**
- Alberta, 21, 25, 28
  - British Columbia, 21, 25, 28
  - federal, 22, 25, 31, 276
  - Manitoba, 23, 25
  - Newfoundland and Labrador, 21, 25
  - Northwest Territories, 26
  - Ontario, 21, 25, 29
  - Prince Edward Island, 21, 25, 28
  - Quebec, 21, 24, 27
  - Saskatchewan, 21, 25, 30
  - Yukon, 23, 25
- “institution” (municipal), 11**
- “institution” (Ontario), 11**
- legislation, purpose of**
- federal, 1–4
  - provincial, 1, 3–5
- list of institutions, 18, *see also* directory of records**
- “local government body”, 12**
- manuals/guidelines/procedures, availability of, 32, 33**
- ministers, powers/duties of**
- Alberta, 17, 19
  - British Columbia, 17, 19
  - federal, 14, 15, 18
  - Manitoba, 17
  - Newfoundland and Labrador, 19
  - Nova Scotia, 19
  - Ontario, 16, 18
  - Quebec, 20
  - Saskatchewan, 17, 19
  - Yukon, 19
- motor vehicle services, 279–288**
- ombudsman (Manitoba), 23**
- ombudsman (Yukon), 23**
- personal information, *see* privacy protection (personal information)**
- privacy protection (personal information), *see also* access procedure (freedom of information); bars to disclosure (personal information)**
- access to information/procedure re oneself, 199–208
  - accuracy/currency/completeness, 176, 200, 201
  - direct collection from individual, 171–174
  - disclosure, authorized, 177–195
  - disclosure, consent to, 208
  - disclosure, foreign demand for, 167
  - information banks/indexes, 196–198
  - law enforcement, 169
  - medical/health information, 162, 169
  - obligation to protect, 163
  - “personal information”, 162, 170
  - retention of personal information, 176, 177
  - uses of information, general, 177
  - whistleblowers, protection of, 166, 168
- private sector, collection of personal information**
- bars to disclosure (exemptions), 255–258
  - foreign service provider, use of (Alberta), 243
  - generally, 232–240
  - internet service providers, 233
  - manner of collection, 241–249
  - “organization”, 237

FUNDAMENTALS OF PRIVACY AND  
FREEDOM OF INFORMATION IN CANADA

---

private sector, collection of personal information (*cont'd*)

- “personal health information”, 240
- “personal employee information” (Alberta/British Columbia), 239
- “personal information”, 238
- protection, 251–253
- retention, 250
- right of access by persons to whom information relates, 254
- severance of information, 256
- third parties, 257
- trade union (Alberta), 248

“**public body**”, 112

**public interest/safety**, 41, 47, 60, 79, 83, 96, 225

**records**, *see* **access procedure (freedom of information); access to records (freedom of information); bars to disclosure (freedom of information)**

**review of decisions**

- appeal/review from commissioner, 42, 152, 266–270, 276
- burden of proof, 264
- compliance with commissioner’s order, 267–269
- judicial review, 270–278
- motor vehicle services, *re*, 279–288
- notice of request for, 262
- notice of right to, 155
- options of commissioner after request, 263
- order of commissioner, 265, 266
- right of review, 259, 260
- written request for, 261

**third parties, rights of**, 72–80, 147–151, 154, 218, 224, 227, 257