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October 31, 2022

Graham Steele
Office of the Information and Privacy Commissioner of Nunavut
PO Box 1000, Station #270
607 Queen Elizabeth II Way
Iqaluit, Nunavut, X0A 0H0
admin@atipp-nu.ca

Response To Information Privacy Commissioner Re: Review of ATIPP request CGS23183 NUIPC File 22-232

Dear Commissioner Steele,

Thank you for your review of ATIPP CGS23183, NUIPC file 22-232 dated October 11, 2022.

This letter is a response to some of your comments and insights as well as your recommendations provided in your review. First, I would like to make a general comment.

I think it is safe to say, that while the ATIPPA is not a perfect treatise on how to balance government transparency with privacy protection, it is as straightforward a roadmap to this end as could be provided by this government, further evolution not withstanding.

Having said this, I have been informed that CGS23183 contained no less than 15 separate requests from the applicant, making it one of the most challenging ATIPP requests that Community and Government Services (CGS) has ever received.

The depths to which your review and its attendant insights takes us with regard to both the efforts made by the applicant to "hold the governments feet to the fire" with this complex request for information and the efforts made by CGS to obtain that information for the applicant, transcends the significant complexity of this request. As a result, it provides us with some very useful clarity about how we can improve our application of the ATIPPA, even in complex cases like this one. We appreciate that.

The missteps we made in this request will be addressed as follows. Section markers are from your review:

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 [18] The page numbers were out of sync between the disclosed records and CGS' submission to you.

This was a technical oversight and will be addressed going forward by increased diligence, taking more care to make sure that they are in sync.

• [25 - 28] The third-party notification procedure requires careful attention to detail.

Full, proper, clear communication with third parties is an essential part of processing an ATIPP request, where required, and we will pay closer attention to this going forward.

The remaining corrections in the document are duly noted and we will address by adhering to the recommendations you made in sections 104 – 106 of your review.

• [104] I recommend that CGS disclose the information redacted on page 287 of the disclosure package.

The information redacted on page 287 of the disclosure package will be released.

• [105] I recommend that CGS disclose the information in Columns 5-18 of the Payment Detail records on pages 244 to 283 of the disclosure package.

The information redacted on pages 244 to 283 of the disclosure package will be released except for columns four (Resource), five (Number of days worked) and six (bill rate) which will continue to be redacted. Columns seven (Services Total) to 18 (Other) inclusive will be released to the applicant. It is my opinion that releasing the information in columns four (4), five (5) and six (6) has the potential to impact the ongoing relationship between the Government of Nunavut and the vendor.

• [106] I recommend that CGS continue to withhold the remainder of the records that were withheld or redacted.

These records will continue to be withheld.

Thank you for your review of CGS23183, Commissioner Steele.

Please feel free to reach out to my office if you have any questions regarding this letter or anything else related to this matter.

Sincerely,

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Hon. David Joanasie Minister, Community and Government Services

CC Kyle Seeley, Deputy Minister
Brad McFaul, Director, Policy and Consumer Affairs