

# **RECORDS RELEASED IN RESPONSE TO A FREEDOM OF INFORMATION (FOI) REQUEST**

**DIRECTIVE RESPECTING RECORDS AVAILABLE TO THE PUBLIC WITHOUT A REQUEST  
UNDER THE FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY ACT**

**DIRECTIVE:** 06-2016

**SUBJECT:** **Disclosure of Records Released in Response to a Freedom of Information (FOI) Request**

**AUTHORITY:** This directive is issued under section 71.1 of the *Freedom of Information and Protection of Privacy Act*.

**APPLICATION:** This directive applies to all Ministries.

**EFFECTIVE DATE:** May 30, 2016

## Minister of Finance

### Directive to all Ministries issued under section 71.1 of the *Freedom of Information and Protection of Privacy Act*

Under section 71.1 (1) of the *Freedom of Information and Protection of Privacy Act*, R.S.B.C. 1996, c.165 (FOIPPA), I, Michael de Jong, Q.C., Minister of Finance, establish the following as a category of records that is available to the public without a request under that Act:

**Records released as responsive to an FOI Request, where an FOI Request is a request made under FOIPPA for access to a record, excluding the following:**

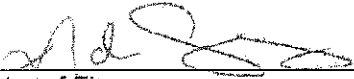
- **Records released in response to a personal information request (which is a request made by an individual or their representative for access to their own personal information); or**
- **Records exempted from disclosure based on one or more of the attached exemption criteria.**

Under section 71.1 (4) and (5) of FOIPPA, these records must contain the following information and must be disclosed in the manner and by the timelines set out below:

- 1) Records released as responsive to an FOI Request must be posted with a copy of the response letter to the applicant, subject to the redaction of any personal information in the response letter which if disclosed would constitute an unreasonable invasion of an individual's privacy.
- 2) The responsive records and the response letter must be posted to the Open Information website no sooner than 5 business days after their release to the applicant.

This Directive is effective as of May 30, 2016.

JUN 7 2016  
Date

  
Minister of Finance

## EXEMPTION CRITERIA FOR DIRECTIVE 06-2016

Records released as responsive to an FOI Request may be exempted from disclosure on the Open Information website, either in whole or in part, if they contain any of the following:

- a) Personal information, if the disclosure would constitute an unreasonable invasion of an individual's privacy;
- b) Information that may harm relations with a First Nation;
- c) Information that may harm relations with another government;
- d) Information that may harm a third party's business interests;
- e) Information that may threaten the safety of a person or harm the security of any property or system; or
- f) Information which should not be disclosed on the Open Information website for other legal or compelling public interest reasons.

