



Office of the  
Saskatchewan Information  
and Privacy Commissioner

## **REVIEW REPORT 085-2015**

### **Saskatchewan Government Insurance**

**August 27, 2015**

**Summary:** In March 2015, an Applicant submitted an access to information request to the Saskatchewan Government Insurance (SGI). SGI withheld the expiry and renewal dates of another individual's vehicle registration pursuant to subsection 29(1) of *The Freedom of Information and Protection of Privacy Act* (FOIP). Upon review, the Commissioner found that SGI appropriately withheld the information pursuant to subsection 29(1) of FOIP and recommended the information continue to be withheld.

#### **I BACKGROUND**

[1] On March 19, 2015, Saskatchewan Government Insurance (SGI) received an access to information request from the Applicant for:

...the driving abstract of [another driver], when her vehicle registration and insurance expired and when it was renewed.

[2] SGI responded to the request by a letter dated March 31, 2015 indicating that access was partially granted. SGI advised the Applicant that portions of the record were being withheld pursuant to subsections 18(1)(f) and 29(1) of *The Freedom of Information and Protection of Privacy Act* (FOIP).

[3] On April 8, 2015, my office received a Request for Review from the Applicant.

[4] My office notified SGI and the Applicant of our intention to undertake a review on April 23, 2015. My office invited both parties to provide a submission. In addition, my office requested SGI provide us with a copy of the withheld record in question. On April 29, 2015, SGI provided its submission and the record. No submission was received from the Applicant.

## **II RECORDS AT ISSUE**

[5] During the review the Applicant clarified that he was only interested in the registration information for another individual's vehicle specifically, the expiry and renewal dates of her 2008 Pontiac Vibe. In consultation with SGI, it was determined that only pages P096 and P097 contain this information. These pages were withheld by SGI pursuant to subsection 29(1) of FOIP.

## **III DISCUSSION OF THE ISSUES**

[6] SGI is a "government institution" pursuant to subsection 2(1)(d)(ii) of FOIP.

### **1. Did SGI properly apply subsection 29(1) of FOIP to the withheld record in question?**

[7] SGI applied subsection 29(1) of FOIP to all of page P096 and a portion of page P097. SGI severed what it determined was personal information and released the remainder of the pages. Page P096 is a plate record for the other individual. Page P097 is an SGI AutoFund Application and contains the individual's vehicle information. I will only address the information on these pages that is of interest to the Applicant.

[8] When dealing with information in a record that appears to be personal information, the first step is to confirm the information indeed qualifies as personal information pursuant to section 24 of FOIP. Once identified as personal information, a decision needs to be made as to whether to release it or not pursuant to section 29 of FOIP.

[9] The Applicant is interested in the expiry and renewal dates of another individual's vehicle registration. Subsection 24(1) of FOIP provides a list of what constitutes personal information. However, this list is not exhaustive. Other types of information can also constitute personal information provided the information is about an identifiable individual and it is personal in nature. In this case, the Applicant already knows who the individual is so there is an identifiable individual. Secondly, when an individual renews their vehicle registration and when that registration expires is personal in nature. When you renew registration, what you are really doing is entering into a contract with the insurer. Pursuant to subsection 17(1) of *The Freedom of Information and Protection of Privacy Regulations* (FOIP Regulations) only the name and address of a driver or the name and address of the owner of a vehicle can be disclosed in certain situations as contemplated by subsections 17(2) and (3) of the FOIP Regulations. Outside of this, the information related to vehicle registration is personal information.

[10] Therefore, I find that the expiry and renewal dates of an individual's vehicle registration are personal information pursuant to subsection 24(1) of FOIP. Section 29(1) of FOIP requires that SGI have the consent of the individual in order to release her personal information. As there is no consent in this case, it should continue to be withheld pursuant to subsection 29(1) of FOIP.

#### **IV FINDINGS**

[11] I find that SGI appropriately applied subsection 29(1) of FOIP to the expiry and renewal dates of another individual's vehicle registration.

#### **V RECOMMENDATIONS**

[12] I recommend that SGI continue to withhold this information.

Dated at Regina, in the Province of Saskatchewan, this 27<sup>th</sup> day of August, 2015.

Ronald J. Kruzeniski, Q.C.  
Saskatchewan Information and Privacy  
Commissioner