

FILE NO. - 99/005
[REDACTED]

**REPORT WITH RESPECT TO THE APPLICATION
FOR REVIEW OF [REDACTED] WITH RESPECT TO INFORMATION
REQUESTED FROM SASKATCHEWAN HIGHWAYS AND TRANSPORTATION**

[REDACTED] applied to Saskatchewan Highways and Transportation for access to:

"All reports and records with the Transport Compliance Branch - Carrier Services (Saskatchewan Highways and Transportation) I require all information on my file specifically all complaints filed or reported and details of the resulting investigations."

By letter dated February 8, 1999 the Department advised [REDACTED] that the records would not be released. The letter states in part:

"This information cannot be released because it may disclose the identity of a confidential source of information or disclose information furnished by that source with respect to a lawful investigation or law enforcement matter according to Section 15, Subsection 1(f) of *The Freedom of Information and Protection of Privacy Act*."

This statement of exemption from disclosure is stated in the Act as follows:

"15(1) A head may refuse to give access to a record, the release of which could:

(f) disclose the identity of a confidential source of information or disclose information furnished by that source with respect to a lawful investigation or a law enforcement matter;"

The Department has produced the records in question, and it appears to me that the Department ought to have applied the severance provisions in Section 8 of the Act and to have deleted the name of any informer and any information supplied by such informer from the record. The balance of the records could then be properly disclosed to the Applicant. No other claim for exemption has been advanced by the Department.

Accordingly, it is my recommendation that the records be disclosed to the Applicant except for the name of the informant and any information actually supplied to the Department by the informant.

Dated at Regina, Saskatchewan this 25th day of October, 1999.

**Derril G. McLeod, Q.C.,
Commissioner of Information and
Privacy for Saskatchewan**