## REPORT WITH RESPECT TO THE APPLICATION FOR REVIEW OF IN RELATION TO INFORMATION REQUESTED FROM THE SWIFT CURRENT HEALTH DISTRICT

In the spring of 1999,	submitted an Access to Information Request Form to the Swif
Current Health District.	The Request was received by the Health District on March 15, 1999 and
the description of the rec	cord requested by was in the following words:
"Documents of c	complaints about me"
By letter dated March 17	7, 1999, Katherine Wasiak, Communications Officer of the Swift Current
Health District, wrote to	advising her that the Swift Current Health District was
unable to provide the cop	pies of documents requested "because the material you want is privileged
and confidential."	
By Request for Review of	dated April 16, 1999, formally sought a Review by the then
Information and Privacy	Commissioner. The Request for Review was set forth in the following
words:	

Following my appointment as Acting Information and Privacy Commissioner, I wrote the representatives of the Swift Current Health District requesting that they detail to me the specific provisions of *The Freedom of Information and Protection of Privacy Act* upon which the Swift Current Health District relied in refusing to provide the requested information to

"Documents of complaints received about my work at the Swift Current care centre.

Between June 1998 and Nov. 1998".

By letter dated June 27, 2000, the solicitors for the Swift Current Health District wrote to me outlining the basis of the position advanced, in part, as follows:

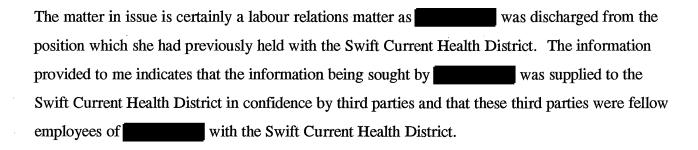
"The written complaints requested by were received by the District from fellow employees of and these were supplied in confidence to the District by these employees. We believe that the District is justified in refusing to release these documents pursuant to Section 18(1)(b) of the <u>Act</u> ."
Details of the position of the Swift Current Health District were conveyed to and she
was invited to make any further representations or comments respecting the position advanced by
the Swift Current Health District. and I have spoken on the telephone regarding this
matter during the past several days but she has no further representations to make to me in this
regard.

Section 18(1) of The Freedom of Information and Protection and Privacy Act provides as follows:

- "18(1) Subject to Part V and this section, a head shall refuse to give access to a record that contains:
  - (a) trade secrets of a third party;
  - (b) financial, commercial, scientific, technical or labour relations information that is supplied in confidence, implicitly or explicitly, to the local authority by a third party;
  - (c) information, the disclosure of which could reasonably be expected to:
    - (i) result in financial loss or gain to;
    - (ii) prejudice the competitive position of; or
    - (iii) interfere with the contractual or other negotiations of;

a third party; or

(d) a statement of a financial account relating to a third party with respect to the provision of routine services from a local authority."



In the circumstances, the Swift Current Health District is entitled, in my view, to refuse to give access to the record that she requests.

Dated at Regina, in the Province of Saskatchewan, this 1st day of August, 2000.

GERALD L. GERRAND, Q.C. Commissioner of Information and Privacy for Saskatchewan