

**REPORT WITH RESPECT TO THE APPLICATION
FOR REVIEW OF ██████████ IN RELATION TO INFORMATION
REQUESTED FROM SASKATCHEWAN GOVERNMENT INSURANCE**

1. ██████████ (the “Applicant”) prepared an Access to Information Request form and duly submitted it to Saskatchewan Government Insurance (the “Respondent”). Attached to the Access to Information Request form was a reference sheet detailing the concerns of the Applicant and outlining the nature of the information which he desired to obtain from the Respondent.

2. The reference sheet contained the following assertions:

- “1. All letters written to SGI and the ministers of SGI by me.
2. The report on all communication with the Saskatoon police.
3. The report on all communications with the office of the Ombudsman.
4. The last name of ██████████ the operator (1-800-667-1868) who on November 15/94 at 11:05 AM manufactured and distributed false information concerning my stolen vehicle. I want the building, the address and the city where she is employed.
5. The name of the operator of the grey import who kept surveillance on ██████████, Nov 21/94 from 8:00 AM until 9:18 AM and on Nov 28/94 from 11:15 AM until 5:00 PM. Lunch break from 12:01 PM until 1:04 PM. The name of the person who authorized the surveillance.
6. The building, address and city where ██████████ – Vice President Claims is employed.
7. The van was written off (\$6,500.00 – Ontario Blue Book) and SGI pocketed the money – Who got the money”

3. On May 1, 2001, the Respondent replied to the Applicant. That letter reads in its entirety as follows:

“Thank you for your application for access under *The Freedom of Information and Protection of Privacy Act* (FOI Act) received on April 9, 2001:

Some of the information requested in the Reference Sheet attached to your application for access cannot be located either because it was never created, it has been lost or destroyed or it is not included in the documents that I have been able to locate. This includes the following information requested in your Reference Sheet:

1. All letters written to SGI and the Ministers of SGI by you with the exception of your letter dated November 18, 1994 to the Honourable Keith Goulet, a copy of which is enclosed.
2. The report on all communications with the Saskatoon Police.
3. The report on all communications with the office of the Ombudsman.
4. The last name of an operator, first name [REDACTED]” who you allege, on November 15, 1994, manufactured and distributed false information concerning your stolen vehicle.
5. Any record of surveillance conducted at [REDACTED] on the dates and times set out in your Reference Sheet (or on any other dates).

Some of the above information may be available from your solicitor, [REDACTED], or the Saskatoon City Police. I leave it to you to contact these sources for the information.

Your Reference Sheet also asks for the following information:

6. The building, address and city where [REDACTED], Vice-President Claims is employed.

The business address of an identifiable individual is personal information within the meaning of section 24(1)(e) of the FOI Act. Section 29(1) of the FOI Act prohibits the disclosure of personal information in the possession or control of SGI without the written consent of the individual to whom the information relates.

7. The van was written off (\$6500.00 – Ontario Blue Book) and SGI pocketed the money. Who got the money?

The money would have remained in the Saskatchewan Auto Fund (*The Automobile Accident Insurance Act*).

If you wish to have this decision reviewed, you may do so within one year of this notice. To request a review you must complete a 'Request for Review' form which is available at the same location where you applied for access. Your Request for Review should be directed to:

G.L. Gerrand, Q.C.
Information and Privacy Commissioner
700 - 1914 Hamilton Street
Regina, Saskatchewan
S4P 3N6

Further correspondence on this application should be directed to me at SGI, Legal Department, 14th Floor, 2260 - 11th Avenue, Regina, Saskatchewan, S4P 0J9, telephone Number (306) 751-1221."

4. A Request for Review was forwarded to me by the Applicant dated June 18, 2001. Attached to the Request for Review was a one page hand-written memorandum described as a reference sheet by the Applicant and which reads in its entirety as follows:

"The purpose of this request is to obtain the information I asked for to file 2700 criminal charges against the Saskatoon Police, the Saskatchewan Justice Department, SGI [REDACTED], [REDACTED] and [REDACTED] under section 494 of the criminal code of Canada and to prosecute these crooks under the private prosecution option. Justice in Saskatchewan is the biggest joke in the world because in Saskatchewan everybody is a crook and they are very well protected. They steal from people, lie, frame, harass, intimidate and hide behind their department and get away with it.

My stolen van should have been legally retrieved, repaired and back on the road by October 1, 1994. It is now seven years later and I still do not have my van back. I have proof of everything I say but what I do not have are the names."

5. The reference sheet attached to the Request for Review outlines concerns of the Applicant with regard to persons and government agencies other than SGI. The Review which has been requested of me must necessarily be restricted to matters that relate solely to the Respondent and the information requested of it by the Applicant in his Access to Information Request form.
6. By letter dated July 11, 2001, I invited the Applicant to provide me with comments respecting the position advanced by the Respondent. I have not received any response.

7. The letter of the Respondent dated May 1, 2001 appears to deal with all of the matters raised in the Access to Information Request form prepared by the Applicant and received by the Respondent on April 9, 2001. The question for my determination is whether or not the Respondent has failed to provide to the Applicant all of the information requested of the Respondent and to which the Applicant is entitled pursuant to the provisions of *The Freedom of Information and Protection of Privacy Act* (the "Act").
8. The Respondent asserts in its letter of May 1, 2001 that five categories of information or documentation has either been lost or destroyed and cannot therefore be provided to the Applicant.
9. I have no reason to disbelieve the assertions of the Respondent in this regard. In the circumstances there is nothing for me to consider by way of Review in relation to these categories of documents or requested information.
10. In item number 7 of the Respondent's letter of May 1, 2001, the Applicant is advised that the dollar value of the van in question (which was presumably \$6,500.00) remained with the Saskatchewan Auto Fund. This information has been provided as requested and there is nothing for me to consider in this regard by way of Review.
11. The only information requested of the Respondent by the Applicant and denied by the Respondent relates to "the dwelling address and city where [REDACTED] – Vice President Claims is employed". In regard to that request for information, the Respondent takes the position that "the business address of an identifiable individual is personal information within the meaning of Section 24(1)(e) of the FOI Act". Further, the Respondent asserts "Section 29(1) of the FOI Act prohibits the disclosure of personal information in the possession or control of SGI without the written consent of the individual to whom the information relates".
12. Section 29(1) of the Act provides as follows:

"29(1) No government institution shall disclose personal information in its possession or under its control without the consent, given in the prescribed manner, of the individual to whom

the information relates except in accordance with this section or section 30.”

13. Personal information is defined by the Act in Section 24 of the Act. Section 24(1)(e) of the Act provides as follows:

“24(1) Subject to subsection (2), “**personal information**” means personal information about an identifiable individual that is recorded in any form, and includes:

(e) the home or business address, home or business telephone number, fingerprints or blood type of the individual.”

14. The disclosing of the home or business address of an individual is specifically defined as personal information which personal information shall not be disclosed by a government institution without the appropriate consent of the individual involved.

15. The Respondent has properly declined to provide this information to the Applicant and it is my recommendation that the Respondent not provide the information related to the business address of [REDACTED], for the reasons hereinbefore stated.

16. Dated at Regina, in the Province of Saskatchewan, this 31st day of July, 2001.

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

