

**REPORT WITH RESPECT TO THE APPLICATION  
FOR REVIEW OF ██████████ IN RELATION TO  
INFORMATION REQUESTED FROM SASKATCHEWAN  
AGRICULTURE, FOOD AND RURAL REVITALIZATION**

1. The “Applicant”, ██████████, applied to Saskatchewan Agriculture, Food and Rural Revitalization, by submission of an Access to Information Request Form dated March 25, 2002, wherein the Applicant requested from Saskatchewan Agriculture, Food and Rural Revitalization (the “Respondent”) the following, and I quote:

“Please provide all materials relating to the terms and conditions of employment and severance for Terrance Scott, for his work as deputy Minister, including, but not limited to, his remuneration and other benefits, his entitlement to annual leave or vacation time and how that is calculated and how that is used, and his start date in the position and ending date in the position.”

2. By letter dated May 2<sup>nd</sup>, 2002, the Respondent’s Access Officer, Mr. Ross Johnson, replied as follows:

“Thank you for your application for access under The Freedom of Information and Protection of Privacy Act, received at this office on March 25, 2002.

However, you do not need to apply under The Freedom of Information and Protection of Privacy Act in order to obtain the information you have requested. This information is public information and is available at the Clerk of the Executive Council, Room 145, Legislative Building. You may examine it and receive copies at any time during office hours. This information is filed in accordance with The Crown Employment Control Act.”

3. The material provided to me by the Applicant indicates that the Applicant obtained most of this information; however, by an application to me dated May 6<sup>th</sup>, 2002, requested the following, and I quote:

“For your information, it is my contention that the response of the department does not satisfy the request. The materials to which I was directed do not contain all the information sought. Specifically: information on leave and vacation entitlements and “how that is used”. None of the materials I have reviewed contain this information.”

4. On May 9<sup>th</sup>, 2002, I contacted Ross Johnson, Access Officer of the Respondent, advising of [REDACTED] request and asked if they wish to make any further representation regarding this matter.

5. On May 22<sup>nd</sup>, 2002, the Respondent replied as follows:

“ [REDACTED] indicates the information on leave and vacation entitlements and “how that is used” was not provided.

We advised [REDACTED] where he could access the information in question. Mr. Scott’s appointment as Deputy Minister was made pursuant *The Crown Employment Contract Act* that is administered by Executive Council. Any questions regarding the administration of this contract should be directed to Executive Council.”

6. It is clear from the correspondence of the Respondent that the department in question does not have the information requested; therefore, a recommendation obviously cannot be made regarding this request. The material I have on file are copies of the materials on file at the Legislature. The Applicant obviously feels that this material is insufficient, and does not supply the information requested; however, all I can suggest would be that the Applicant enquire directly of the Executive Council any questions regarding the administration of the Contract.

Dated at the City of Swift Current, in the Province of Saskatchewan, this 2<sup>nd</sup> day of July, 2002.

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FRANK A. MacBEAN, Q.C.  
Acting Freedom of Information  
and Privacy Commissioner  
Province of Saskatchewan