

FILE NO. - 95/004*

**REPORT WITH RESPECT TO THE APPLICATION
FOR REVIEW OF [REDACTED] WITH RESPECT TO INFORMATION
REQUESTED FROM WEYBURN SCHOOL DIVISION #97**

[REDACTED] applied under *The Local Authority Freedom of Information and Protection of Privacy Act* (the "Act") to the Board of Weyburn School Division #97. She requested copies of reports made by the Director of Education, [REDACTED], and three teachers employed by the Weyburn School Division with respect to a conference which they attended in Saskatoon in November 1994.

It appears that three such reports were prepared by the three teachers who attended the conference, but that no report was prepared or required to be prepared by [REDACTED]
[REDACTED]

With respect to the three reports that were prepared, the School Division advised the Applicant by letter dated March 1, 1995 that:

Unfortunately I am unable to provide you with copies of the evaluation reports of those who attended. To do so would put me in contravention of *The Local Authority Freedom of Information and Protection of Privacy Act*, Section 23(1)(f).

Section 23(1)(f) provides:

23(1) Subject to subsection 2 "personal information" means personal information about an identifiable individual that is recorded in any form and includes:

- (f) the personal opinions or views of the individual except where they are about another individual.

However, regard must also be had to Section 23(2)(b) which provides:

23(2) "Personal information" does not include information that discloses:

- (b) the personal opinions or views of an individual employed by a local authority given in the course of employment other than personal opinions or views with respect to another individual.

I have examined the reports prepared by each of the three teachers, which are on a "Inservice Evaluation Form" used by the School Division for this purpose. On the first page of this form each of the teachers has completed a "rating" of each presentation, which in accordance with the form provides for rating each presentation on a scale of 1 to 5.

The presentors are identified in each case, but is this "personal information" within the meaning of the Act about another individual?

For the purposes of this report it is unnecessary to decide this point since the Applicant has advised me that she is not interested in this "rating" of the presentors,

and accordingly it can be severed in accordance with the provisions of Section 8 of the Act.

The remainder of each report deals in each case with the substance of the various presentations and any opinions expressed by the teachers are not, in my view, personal information about the presentors, and are within the exception contained in Section 23(2)(6).

Accordingly, it is my recommendation to resolve this matter that each of the reports in question be disclosed to the Applicant except the ratings assigned to the presentors in each case on the front page of each report.

Dated at Regina, Saskatchewan this day of May, 1995.

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