

British Columbia Ferry Services Inc.
Suite 500 – 1321 Blanshard Street
Victoria, BC V8W 0B7
Tel (250) 978-1502
Fax 1-866-846-0453
www.bcferries.com

July 9, 2019

Sent via email to: []

Our File: FOI-2020-007

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[]

Dear []:

Re: Freedom of Information and Protection of Privacy Request

British Columbia Ferry Services Inc. (BC Ferries) received your request for access to records under the *Freedom of Information and Protection of Privacy Act* (the FOIPP Act) on May 27, 2019. Your request was for:

1. *A copy of the submission made by West Coast Launch Ltd. in response to the 2010 Request for Proposal by BC Ferries (RFP 12-06-2010) for the provision of Marine Transportation Services between French Creek on Vancouver Island and False Bay on Lasqueti Island. (Note that this request is not for detailed financial disclosure).*
2. *Any and all correspondence between BC Ferries and West Coast Launch Ltd., without limiting the generality of the foregoing, with respect to acknowledgement of the proposal, request for additional information, and decision on the contract award.*
3. *Any and all internal correspondence by BC Ferries executives or other personnel with respect to reviews of the proposals to the RFP made by West Coast Launch Ltd. and by Western Pacific Marine.*

Enclosed please find records responsive to item 3 of your request.

Some of the records contain information excepted from disclosure under the FOIPP Act. This information was severed so the remaining information could be disclosed.

BC Ferries declines to release information that would reveal advice or recommendations developed by or for a BC Ferries under section 13(1). We are also withholding information that is subject to solicitor client privilege under section 14.

Further, we are also withholding information such as teleconference numbers and access codes whose disclosure could harm the security of the teleconference system under section 15(1)(L); information whose disclosure could reasonably be expected to harm our negotiating position, as well as result in undue financial loss or gain to third parties under section 17(1); and information explicitly supplied in

confidence in response to an RFP whose disclosure could reasonably be expected to harm the business interests of third parties under section 21.

Finally, we are withholding personal information whose disclosure such as telephone and cellular numbers of employees, as well as employee availability due to leave, would be an unreasonable invasion of privacy under section 22.

Excerpts of the relevant sections are enclosed.

We have written to you separately regarding the records responsive to items one and two of your request, which we have sent to other parties to obtain their input on disclosure ("the third party consultations").

Further to your email of June 12, 2019, we have applied \$10.40 as a fee for this request against your credit balance of \$15.80 from FOI file 2019-012. As the actual fees for this request so far are lower than the estimate, this will leave you with a current credit balance of \$5.40. We have calculated this amount as follows:

Locating and retrieving the records	Less than 3 free hours provided in the FOIPP Act	No charge
Preparing records for disclosure	0.25 hours @ \$30.00/hour	\$7.50
Scanned electronic copies of paper records	29 pages @ \$0.10/page	\$2.90
	Total	\$10.40
	Less deposits	\$10.40
	Amount owing	<u>\$ (5.40)</u>

We note your credit of \$5.40 which we may apply to the final fees for the records included in the third party consultations.

You can apply to the Information and Privacy Commissioner for a review of this response. You have 30 working days from receipt of this letter to request a review by writing to:

Office of the Information and Privacy
Commissioner for British Columbia
PO Box 9038, Stn. Prov. Govt.
Victoria, BC V8W 9A4
Facsimile: (250) 387-1696

If you request a review, please provide the Commissioner's office with a copy of this letter, a copy of your original request, and the reasons or grounds upon which you are requesting the review.

If you have any questions, please write or call our office at (250) 978-1502.

Sincerely,

Original signed by

Dale Vanelli, Information & Privacy Analyst
FOIPP Office